

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT  
18847 Oak Tree Road  
Nevada City, CA 95959

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March 23, 2007

Letter of Appeal  
Federal Communications Commission  
Office of the Secretary  
9300 East Hampton Drive  
Capitol Heights, MD 20743

**CC Docket No 02-6**  
**CC Docket No 96-45**

**Requests for Waiver** of Universal Service Administrative Company (USAC) Administrator's Decision on Appeal letter, dated January 25, 2007, re Form 471 Application Number 504544

**Authorized person who can best discuss this Appeal with you**

Richard Larson  
eRate Consulting Services, LLC  
141 New Road, Suite 2I  
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(preferred mode of contact)

**Application Information**

<u>Entity</u>	Twin Ridges Elementary School District
<u>Billed Entity Number</u>	144661
<u>Funding Year</u>	FY9 (2006-2007)
<u>Form 471 Application Number</u>	504544 <sup>1</sup>
<u>Funding Request Numbers</u>	1418596, 1418614, 1467376, and 142291
<u>Total Funding Commitment Request</u>	\$27,252.00
<u>Document To Be Reviewed</u>	Administrator's Decision on Appeal Letter dated January 25, 2007, re Form 471 Application Number 504544 <sup>2</sup>

Decisions To Be Waived:

FRNs 1418614, 1467376, 1422691	Denied
FRN 1418596	Approved, Funding Denied

**REQUEST FOR WAIVER**

The Twin Ridges Elementary School District (Twin Ridges) respectfully requests that the FCC accept this letter of appeal and:

- enter an order setting aside the decisions of the Schools and Libraries Division (SLD) regarding the November 18, 2006 appeal by Twin Ridges,<sup>3</sup> specifically SLD's denial of FRNs 1418614, 1467376, and 1422691 and denial of funding to FRN 1418596, and

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<sup>1</sup> FCC Form 471 # 504544 funding year 7/1/2006 – 6/30/2007, posted and certified on 2/16/2006 by Twin Ridges Elementary School District.

<sup>2</sup> Letter from Universal Service Administrative Company, Schools and Libraries Division, to Richard Larson, eRate Consulting Services LLC, dated January 25, 2007 (Administrator's Decision on Appeal – Funding Year 2006-07).

- enter an order instructing SLD:
  - For FRN 1418614: approve an adjusted commitment request of \$3,943.20.
  - For FRN 1467376: approve an adjusted commitment request of \$3,300.84.
  - For FRN 1422691: approve the current commitment request of \$5,208.48.
  - For FRN 1418596: approve the current commitment request of \$12,281.16.

The Commission may waive any provision of its rules on its own motion and for good cause shown.<sup>4</sup> A rule may be waived where the particular facts make strict compliance inconsistent with the public interest.<sup>5</sup> Waiver is appropriate if special circumstances warrant a deviation from the general rule, and such deviation would better serve the public interest than strict adherence to the general rule.<sup>6</sup>

In each of these four FRNs, the e-rate-inexperienced staff person at Twin Ridges (the District Attendance Supervisor, Vitskaia Fernandes) erred in preparing the Form 471 # 504544 and in responding to the information requests from the PIA reviewer. While these mistakes led to denial of each of these four FRNs on various procedural technicalities, the FCC's Bishop Perry decision offers remedy for procedural errors where:

"... there is no evidence of waste, fraud or abuse, misuse of funds, or a failure to adhere to core program requirements."<sup>7</sup>

None of Ms. Fernandes' errors in preparing the Form 471 or responding to the PIA reviewer reflect error in the Form 470 or the bid evaluation / acceptance process – Ms. Fernandes simply lacked sufficient understanding of the Form 471 preparation and review processes, which are undeniably complicated and confusing.<sup>8</sup> The decision recognizes the disadvantage many school districts such as Twin Ridges face where:

"... the primary jobs of most of the people filling out these forms include school administrators, technical coordinators, and teachers, as opposed to positions dedicated to pursuing federal grants, especially in small school districts."<sup>9</sup>

Twin Ridges asks the Commission not to penalize its students and citizenry for the procedural errors discussed below when no wrongful act has been committed or even contemplated.

### **FRNs 1418614 and 1467376:**

During the review process, on 5/11/06, Ms. Fernandes provided the PIA reviewer with details of these funding requests; Ms. Fernandes took pains to show that the requests included funds for a "new attendance system," not realizing that that the "new attendance system" was ineligible, as noted in the January 25, 2006 ADL:

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<sup>3</sup> Letter of Appeal from Twin Ridges Elementary School District to Schools and Libraries Division – Correspondence Unit, dated November 18, 2006, re: "Appeal of Funding Commitment Decision Letter Issued on September 19, 2006".

<sup>4</sup> 47 C.F.R. § 1.3.

<sup>5</sup> *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990) (*Northeast Cellular*).

<sup>6</sup> *Northeast Cellular*, 897 F.2d at 1166.

<sup>7</sup> Bishop Perry Middle School, New Orleans, LA, *et al.*, File No. SLD-487170, *et al.*, CC Docket No. 02-6, order released May 19, 2006., paragraph 11.

<sup>8</sup> "As we recently noted, many E-rate program beneficiaries, particularly small entities, contend that the application process is complicated, resulting in a significant number of applications for E-rate support being denied for ministerial, clerical or procedural errors." *Ibid.*: p.1.

<sup>9</sup> *Ibid.*: paragraph 14.

- For FRN 1418614, the pre-discount amount of \$14,240 included \$6,800 of ineligible costs (48%).<sup>10</sup>
- For FRN 1467376, the pre-discount amount of \$13,028 included \$6,800 of ineligible costs (52%).<sup>11</sup>

It is clear that the amount of ineligible costs exceeds the 30% limit in the FCC rules. It is also clear that Ms. Fernandes clearly and openly provided the information regarding the ineligible costs, without realizing the ineligible nature of these services. As discussed above, it was Ms. Fernandes' inexperience and lack of knowledge of the intricacies of the e-rate process that led to her failure to declare the "new attendance system" as an ineligible cost; there is certainly no evidence of waste, fraud or abuse, or misuse of funds. Ms. Fernandes' error was without guile – she made no effort to conceal the services or their costs, and had no realization that revealing them to the reviewer would reduce the funding request or risk its outright denial.

Twin Ridges asks the Commission to grant a waiver of the "30% rule" and that the eligible balance of funds be approved for both of these FRNs.

#### **FRN 1422691:**

This FRN is for tariffed month-to-month cellular service from Verizon Wireless for the district's nine cell phone users; there is no service contract for this FRN. Ms. Fernandes did not realize how this should be reflected on the Form 471, and set up the FRN as if a service contract existed.

In response to the PIA reviewer's request for a copy of the (non-existent) contract,<sup>12</sup> her efforts to locate a service contract<sup>13</sup> were in vain, since no such document existed. On 5/17/06 she signed a document<sup>14</sup> that she believed fulfilled the PIA reviewer's requirements. It was not signed by Verizon Wireless, does not reflect the actual nature of this FRN, and should have been seen by the PIA reviewer as the reaction by a confused applicant trying to fulfill the perceived unyielding request from the reviewer for a contract.

Twin Ridges asks the Commission to grant a waiver of rules restricting the timeframe for correction of the Form 471, and permit the correction this FRN to reflect a non-contracted, tariffed service, thereby clearing the way for SLD's approval of this FRN.

#### **FRN 1418596:**

The facts as presented in the January 25, 2007 ADL are essentially correct. On June 6, Ms. Fernandes faxed a copy of the contract with Pacific Bell<sup>15</sup> for the services requested in this FRN. However, she did not realize that, since this contract was bid from Form 470 # 882580000480485<sup>16</sup> from funding year 2004-05, that the establishing for FRN 1418596 should have been # 882580000480485. Failing to understand this, she then confirmed

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<sup>10</sup> Fax from Vitskaia Fernandes, District Attendance Supervisor, Twin Ridges Elementary School District, to Raphael Bongco, Initial Reviewer (SLD) dated 5/11/2006, p.6.

<sup>11</sup> Ibid.: p.15.

<sup>12</sup> Letter from Raphael Bongco to Vitskaia Fernandes, "Application Number 504544", dated 5/10/2006, p.6, item 10.

<sup>13</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 5/16/2006, p.1, item 5.

<sup>14</sup> "Local Government Entity Authorized User Agreement" signed by Vitskaia Fernandes 5/17/2006.

<sup>15</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 6/6/2006, p.2-12.

<sup>16</sup> FCC Form 470 # 882580000480485 for funding year 7/1/2004 – 6/30/2005, posted on 12/10/03 and certified on 12/11/2003 by Twin Ridges Elementary School District.

Form 470 # 245950000558883<sup>17</sup> from funding year 2006-07 as the establishing Form 470,<sup>18</sup> which led to the denial of this FRN.

It is clear that Ms. Fernandes' failure to comprehend the complexities of the e-rate system are the issue here. There can be no doubt that this contract was properly bid from Form 470 # 882580000480485, not from Form 470 # 245950000558883. It was Ms. Fernandes' confusion at the 470 and PIA review processes that led to confirmation of Form 470 # 245950000558883 on June 7. The nature and manner of the PIA review process often lends itself to enhancing the kind of confusion displayed by Ms. Fernandes.

Twin Ridges asks the Commission to grant a waiver of rules restricting the timeframe for correction of the establishing Form 470, and permit the correct establishing Form 470 (# 882580000480485) be cited for this FRN, thereby clearing the way for SLD's approval of this FRN.

## Conclusion

In light of the above, Twin Ridges respectfully requests that the Commission adopt and incorporate in a final order the arguments and evidence presented above and in Twin Ridges' November 18, 2006 appeal, set aside the decisions of SLD in their January 25, 2007 ADL and instruct SLD:

- For FRN 1418614: approve the adjusted requested commitment of \$3,943.20.
- For FRN 1467376: approve the adjusted requested commitment of \$3,300.84.
- For FRN 1422691: approve the current requested commitment of \$5,208.48.
- For FRN 1418596: approve the current requested commitment of \$12,281.16.

Twin Ridges further requests that the Commission grant to it all other relief to which it deems Twin Ridges entitled.

Twin Ridges appreciates the Commission's review and consideration of its appeal. We are available to respond to questions or to provide any further information requested by the Commission.

## Authorized signature for this Appeal<sup>19</sup>



3/23/2007

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<sup>17</sup> FCC Form 470 # 245950000558883 for funding year 7/1/2006 – 6/30/2007, posted and certified on 12/6/2005 by Twin Ridges Elementary School District.

<sup>18</sup> Emails between Raphael Bongco and Vitskaia Fernandes, "rb-AppNo504544 – TWIN RIDGES ELEM SCHOOL DIST – Establishing 470", dated 6/7/2006, from 8:32 AM to 12:12 PM.

<sup>19</sup> "Letter of Agency for Funding Year 9" from Jane McCardle, Director Classified Services, Twin Ridges Elementary School District, authorizing employees of eRate Consulting Services, LLC, to perform e-rate services on behalf of Twin Ridges.

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 1 - FY9 471 504544 current

FCC Form 471

Do not write in this area.

Approval by OMB  
3060-0806

**Schools and Libraries Universal Service**  
**Description of Services Ordered and Certification Form 471**

**Estimated Average Burden Hours per Response: 4 hours**

This form asks schools and libraries to list the eligible telecommunications-related services they have ordered and estimate the annual charges for them so that the Fund Administrator can set aside sufficient support to reimburse providers for services.

**Please read instructions before beginning this application. (You can also file online at [www.sl.universalservice.org](http://www.sl.universalservice.org).)**  
**The instructions include information on the deadlines for filing this application.**

Applicant's Form Identifier  
(Create your own code to identify THIS form 471)

Form 471 Application# 504544  
(To be assigned by administrator)

**Block 1: Billed Entity Information** (The "Billed Entity" is the entity paying the bills for the service listed on this form.)

**1 a** Name of Billed Entity TWIN RIDGES ELEM SCHOOL DIST

**2 a** Funding Year: July 1, 2006 Through June 30: 2007 Billed Entity Number: 144661

**4 a** Street Address, P.O. Box, or Routing Number 18847 OAK TREE RD

City NEVADA CITY

State CA

Zip Code 95959

**5 a** Type of Application  
☐ Individual School (individual public or non-public school)  
☒ School District (LEA; public or non-public [e.g. diocesan] local district representing multiple schools)  
☐ Library (including library system, library outlet/branch or library consortium as defined under LSTA)  
☐ Consortium ☐ Check here if any members of this consortium are ineligible or non-governmental entities

**6** Contact Person's Name VITSKAIA FERNANDES

First, if the Contact Person's Street Address is the same as in Item 4, check this box. ☐ If not, please complete the entries for the Street Address below.

**b** Street Address, P.O. Box, or Routing Number P.O. BOX 529

City NORTH SAN JUAN

State CA

Zip Code 95960

Page 1 of 7



FCC Form 471 - November 2004

Entity Number 144661

Applicant's Form Identifier

Contact Person VITSKAIA FERNANDES

Phone Number 530-292-4287

This information will facilitate the processing of your applications. Please complete all rows that apply to services for which you are requesting discounts. Complete this information on the FIRST Form 471 you file, to encompass this and all other Forms 471 you will file for this funding year. You need not complete this information on subsequent Forms 471. Provide your best estimates for the services ordered across ALL of your Forms 471.

**Schools/school districts complete Item 7. Libraries complete Item 8. Consortia complete Item 7 and/or Item 8.**

### Block 2: Impact of Services Ordered on Schools

IF THIS APPLICATION INCLUDES SCHOOLS...		BEFORE ORDER	AFTER ORDER
7a	Number of students to be served		2136
b	Telephone service: Number of classrooms with phone service	0	0
c	Dial-up Internet access: Number of connections (up to 56kbps)	0	0
d	Direct broadband services: Number of buildings served at the following speeds:		
	Less than 10 mbps	35	35
	Between 10 mbps and 200 mbps	0	0
	Greater than 200 mbps	0	0
e	Direct connections to the Internet: Number of drops	0	0
f	Number of classrooms with Internet access	99	99
g	Number of computers or other devices with Internet access	250	250

### Block 3: Impact of Services Ordered on Libraries

**NOT APPLICABLE AS THIS APPLICATION IS FOR DISTRICT**

Worksheet A No: 741310      Student Count: 2128  
 Weighted Product (Sum. Column 8): 1137.9

Shared Discount: 53%

1. School Name: BITNEY SPRINGS CHARTER HIGH SCHOOL

2. Entity Number: 16023174      NCES: 06 00012 08236

3. Rural/Urban: Rural

4. Student Count: 104

5. NSLP Students: 10

6. NSLP Students/Students: 9.615%

7. Discount: 50%

8. Weighted Product: 52

9. Pre-K/Adult Ed/Juv: N

10. Alt Disc Mech: N

1. School Name: FOREST SCHOOL

2. Entity Number: 230800      NCES: 06 00012 08749

3. Rural/Urban: Rural

4. Student Count: 540

5. NSLP Students: 101

6. NSLP Students/Students: 18.703%

7. Discount: 50%

8. Weighted Product: 270

9. Pre-K/Adult Ed/Juv: N

10. Alt Disc Mech: N

1. School Name: GOLDEN VALLEY CHARTER SCHOOL

2. Entity Number: 230796      NCES: 06 00012 08235

3. Rural/Urban: Rural

<b>4. Student Count:</b> 178	<b>5. NSLP Students:</b> 37	<b>6. NSLP Students/Students:</b> 20.786%
<b>7. Discount:</b> 60%	<b>8. Weighted Product:</b> 106.8	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> GRIZZLY HILL MIDDLE SCHOOL		
<b>2. Entity Number:</b> 112108	<b>NCES:</b> 06 00012 09206	
<b>3. Rural/Urban:</b> Rural		
<b>4. Student Count:</b> 85	<b>5. NSLP Students:</b> 60	<b>6. NSLP Students/Students:</b> 70.588%
<b>7. Discount:</b> 80%	<b>8. Weighted Product:</b> 68	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> HOME STUDY CHARTER SCHOOL		
<b>2. Entity Number:</b> 112098	<b>NCES:</b> 06 00012 02300	
<b>3. Rural/Urban:</b> Rural		
<b>4. Student Count:</b> 198	<b>5. NSLP Students:</b> 28	<b>6. NSLP Students/Students:</b> 14.141%
<b>7. Discount:</b> 50%	<b>8. Weighted Product:</b> 99	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> MARIA MONTESSORI CHARTER ACADEMY		
<b>2. Entity Number:</b> 16023172	<b>NCES:</b> 06 00012 08534	
<b>3. Rural/Urban:</b> Urban		
<b>4. Student Count:</b> 167	<b>5. NSLP Students:</b> 13	<b>6. NSLP Students/Students:</b> 7.784%
<b>7. Discount:</b> 40%	<b>8. Weighted Product:</b> 66.8	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> NEVADA CITY SCHOOL OF THE ARTS		
<b>2. Entity Number:</b> 230795	<b>NCES:</b> 06 00012 06088	
<b>3. Rural/Urban:</b> Rural		
<b>4. Student Count:</b> 218	<b>5. NSLP Students:</b> 44	<b>6. NSLP Students/Students:</b> 20.183%
<b>7. Discount:</b> 60%	<b>8. Weighted Product:</b> 130.8	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> RIVER OAK CHARTER SCHOOL		
<b>2. Entity Number:</b> 230799	<b>NCES:</b> 06 00012 08234	
<b>3. Rural/Urban:</b> Rural		
<b>4. Student Count:</b> 209	<b>5. NSLP Students:</b> 73	<b>6. NSLP Students/Students:</b> 34.928%
<b>7. Discount:</b> 70%	<b>8. Weighted Product:</b> 146.3	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> SIERRA MONTESSORI CHARTER ACADEMY		
<b>2. Entity Number:</b> 16035930	<b>NCES:</b>	
<b>3. Rural/Urban:</b> Urban		
<b>4. Student Count:</b> 117	<b>5. NSLP Students:</b> 0	<b>6. NSLP Students/Students:</b> 0.000%
<b>7. Discount:</b> 20%	<b>8. Weighted Product:</b> 23.4	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> THE VILLAGE SCHOOL		
<b>2. Entity Number:</b> 230797	<b>NCES:</b> 06 00012 08232	
<b>3. Rural/Urban:</b> Urban		
<b>4. Student Count:</b> 77	<b>5. NSLP Students:</b> 14	<b>6. NSLP Students/Students:</b> 18.181%
<b>7. Discount:</b> 40%	<b>8. Weighted Product:</b> 30.8	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

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<b>1. School Name:</b> WASHINGTON ELEMENTARY SCHOOL		
<b>2. Entity Number:</b> 112111	<b>NCES:</b> 06 00012 06852	
<b>3. Rural/Urban:</b> Rural		



<b>4. Student Count:</b> 10	<b>5. NSLP Students:</b> 10	<b>6. NSLP Students/Students:</b> 100.000%
<b>7. Discount:</b> 90%	<b>8. Weighted Product:</b> 9	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

<b>1. School Name:</b> YUBA RIVER CHARTER		
<b>2. Entity Number:</b> 112112	<b>NCES:</b> 06 00012 04745	
<b>3. Rural/Urban:</b> Rural		
<b>4. Student Count:</b> 225	<b>5. NSLP Students:</b> 63	<b>6. NSLP Students/Students:</b> 28.000%
<b>7. Discount:</b> 60%	<b>8. Weighted Product:</b> 135	
<b>9. Pre-K/Adult Ed/Juv:</b> N	<b>10. Alt Disc Mech:</b> N	

### Block 5: Discount Funding Request(s)

<b>FRN:</b> 1418596 <b>FCDL Date:</b> 09/19/2006	
<b>10. Original FRN:</b>	
<b>11. Category of Service:</b> Telecommunications Service	<b>12. 470 Application Number:</b> 245950000558883
<b>13. SPIN:</b> 143002665	<b>14. Service Provider Name:</b> Pacific Bell Telephone Company
<b>15a. Non-Contracted tariffed/Month to Month Service:</b>	<b>15b. Contract Number:</b> N/A
<b>15c. Covered under State Master Contract:</b>	<b>15d. FRN from Previous Year:</b>
<b>16a. Billing Account Number:</b>	<b>16b. Multiple Billing Account Numbers?:</b> Y
<b>17. Allowable Contract Date:</b> 01/03/2006	<b>18. Contract Award Date:</b> 02/04/2004
<b>19a. Service Start Date:</b> 07/01/2006	<b>19b. Service End Date:</b>
<b>20. Contract Expiration Date:</b> 12/31/2008	
<b>21. Attachment #:</b> 1	<b>22. Block 4 Worksheet No.:</b> 741310
<b>23a. Monthly Charges:</b> \$1,931.00	<b>23b. Ineligible monthly amt.:</b> \$.00
<b>23c. Eligible monthly amt.:</b> \$1,931.00	<b>23d. Number of months of service:</b> 12
<b>23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d):</b> \$23,172.00	
<b>23f. Annual non-recurring (one-time) charges:</b> \$.00	<b>23g. Ineligible non-recurring amt.:</b> \$.00
<b>23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g):</b> \$0.00	
<b>23i. Total program year pre-discount amount ( 23e + 23h):</b> \$23,172.00	
<b>23j. % discount (from Block 4):</b> 53	
<b>23k. Funding Commitment Request ( 23i x 23j):</b> \$12,281.16	

<b>FRN:</b> 1418614 <b>FCDL Date:</b> 09/19/2006	
<b>10. Original FRN:</b>	
<b>11. Category of Service:</b> Internet Access	<b>12. 470 Application Number:</b> 245950000558883
<b>13. SPIN:</b> 143004610	<b>14. Service Provider Name:</b> Pacific Bell Internet Services, Inc.
<b>15a. Non-Contracted tariffed/Month to Month Service:</b>	<b>15b. Contract Number:</b> N/A
<b>15c. Covered under State Master Contract:</b>	<b>15d. FRN from Previous Year:</b> 1147223
<b>16a. Billing Account Number:</b>	<b>16b. Multiple Billing Account Numbers?:</b> Y
<b>17. Allowable Contract Date:</b> 01/03/2006	<b>18. Contract Award Date:</b> 02/04/2004
<b>19a. Service Start Date:</b> 07/01/2006	<b>19b. Service End Date:</b>
<b>20. Contract Expiration Date:</b> 12/31/2008	

21. Attachment #: 2	22. Block 4 Worksheet No.: 741310
23a. Monthly Charges: \$1,020.00	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$1,020.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$12,240.00	
23f. Annual non-recurring (one-time) charges: \$2,000.00	23g. Ineligible non-recurring amt.: \$.00
23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$2,000.00	
23i. Total program year pre-discount amount ( 23e + 23h): \$14,240.00	
23j. % discount (from Block 4): 53	
23k. Funding Commitment Request ( 23i x 23j): \$7,547.20	

FRN: 1418646 FCDL Date: 09/19/2006	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 245950000558883
13. SPIN: 143004075	14. Service Provider Name: Working Assets Funding Service, Inc.
15a. Non-Contracted tariffed/Month to Month Service: Y	15b. Contract Number: T
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?: Y
17. Allowable Contract Date: 01/03/2006	18. Contract Award Date:
19a. Service Start Date: 07/01/2006	19b. Service End Date: 06/30/2007
20. Contract Expiration Date:	
21. Attachment #: 3	22. Block 4 Worksheet No.: 741310
23a. Monthly Charges: \$42.13	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$42.13	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$505.56	
23f. Annual non-recurring (one-time) charges: \$.00	23g. Ineligible non-recurring amt.: \$.00
23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$0.00	
23i. Total program year pre-discount amount ( 23e + 23h): \$505.56	
23j. % discount (from Block 4): 53	
23k. Funding Commitment Request ( 23i x 23j): \$267.95	

FRN: 1422691 FCDL Date: 09/19/2006	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 245950000558883
13. SPIN: 143000677	14. Service Provider Name: Verizon Wireless
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: N/A
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?: Y
17. Allowable Contract Date: 01/03/2006	18. Contract Award Date: 05/17/2006
19a. Service Start Date: 07/01/2006	19b. Service End Date:
20. Contract Expiration Date: 06/30/2007	
21. Attachment #: 4	22. Block 4 Worksheet No.: 741310
23a. Monthly Charges: \$785.61	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$785.61	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$9,427.32	

23f. Annual non-recurring (one-time) charges: \$400.00	23g. Ineligible non-recurring amt.: \$.00
23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$400.00	
23i. Total program year pre-discount amount ( 23e + 23h): \$9,827.32	
23j. % discount (from Block 4): 53	
23k. Funding Commitment Request ( 23i x 23j): \$5,208.48	

FRN: 1467376 FCDL Date: 09/19/2006	
10. Original FRN:	
11. Category of Service: Internet Access	12. 470 Application Number: 245950000558883
13. SPIN: 143022137	14. Service Provider Name: SBC Advanced Solutions, Inc.
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: N/A
15c. Covered under State Master Contract:	15d. FRN from Previous Year: 1147215
16a. Billing Account Number:	16b. Multiple Billing Account Numbers?: Y
17. Allowable Contract Date: 01/03/2006	18. Contract Award Date: 01/01/2003
19a. Service Start Date: 07/01/2006	19b. Service End Date:
20. Contract Expiration Date: 12/31/2008	
21. Attachment #:	22. Block 4 Worksheet No.: 741310
23a. Monthly Charges: \$919.00	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$919.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges ( 23c x 23d): \$11,028.00	
23f. Annual non-recurring (one-time) charges: \$2,000.00	23g. Ineligible non-recurring amt.: \$.00
23h. Annual pre-discount amount for eligible non-recurring charges ( 23f - 23g): \$2,000.00	
23i. Total program year pre-discount amount ( 23e + 23h): \$13,028.00	
23j. % discount (from Block 4): 53	
23k. Funding Commitment Request ( 23i x 23j): \$6,904.84	

### Block 6: Certifications and Signature

Application ID:504544

Do not write in this area.

Entity Number	144661	Applicant's Form Identifier	
Contact Person	VITSKAIA FERNANDES	Phone Number	530-292- 4287

### Block 6: Certifications and Signature

24. ☒ I certify that the entities listed in Block 4 of this application are eligible for support because they are: (check one or both)
- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38)**, that do not operate as for-profit businesses,

- b. ☐ and do not have endowments exceeding \$50 million; and/or libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools including, but not limited to elementary, secondary schools, colleges, or universities

25. ☒ I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed in this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

a.	Total funding year pre-discount amount on this Form 471 (Add the entities from Item 23I on all Block 5 Discount Funding Requests.)	\$60,772.88
b.	Total funding commitment request amount on this Form 471 (Add the entities from Items 23K on all Block 5 Discount Funding Requests.)	\$32,209.63
c.	Total applicant non-discount share (Subtract Item 25b from Item 25a.)	\$28,563.25
d.	Total budgeted amount allocated to resources not eligible for E-rate support	\$0.00
e.	Total amount necessary for the applicant to pay the non-discount share of the services requested on this application AND to secure access to the resources necessary to make effective use of the discounts. (Add Items 25c and 25d.)	\$28,563.25
f.	<input type="checkbox"/> Check this box if you are receiving any of the funds in Item 25e directly from a service provider listed on any Forms 471 filed by this Billed Entity for this funding year, or if a service provider listed on any of the Forms 471 filed by this Billed Entity for this funding year assisted you in locating funds in Items 25e.	

26. ☒ I certify that all of the schools and libraries or library consortia listed in Block 4 of this application are covered by technology plans that are written, that cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body, and an SLD-certified technology plan approver, prior to the commencement of service. The plans are written at the following level(s):

- a. ☒ an individual technology plan for using the services requested in this application; and/or  
 b. ☐ higher-level technology plan(s) for using the services requested in this application; or  
 c. ☐ no technology plan needed; applying for basic local, cellular, PCS, and/or long distance telephone service and/or voice mail only.

27. ☒ I certify that I posted my Form 470 and (if applicable) made my RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted were carefully considered and the most cost-effective service offering was selected, with price being the primary factor considered, and is the most cost-effective means of meeting educational needs and technology plan goals.



28. ☒ I certify that the entity responsible for selecting the service provider(s) has reviewed all applicable FCC, state, and local procurement/competitive bidding requirements and that the entity or entities listed on this application have complied with them.

29. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. Sec. 54.500(k). Additionally, I certify that the Billed Entity has not received anything of value or a promise of anything of value, other than services and equipment requested under this form, from the service provider(s) or any representative or agent thereof or any consultant in connection with this request for services.

30. ☒ I certify that I and the entity(ies) I represent have complied with all program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments. There are signed contracts covering all of the services listed on this Form 471 except for those services provided under non-contracted tariffed or month-to-month arrangements. I acknowledge that failure to comply with program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.
31. ☒ I acknowledge that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of benefits from those services.
32. ☒ I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the statute and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts, and that if audited, I will make such records available to the Administrator. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.
33. ☒ I certify that I am authorized to order telecommunications and other supported services for the eligible entity (ies) listed on this application. I certify that I am authorized to submit this request on behalf of the eligible entity (ies) listed on this application, that I have examined this request, that all of the information on this form is true and correct to the best of my knowledge, that the entities that are receiving discounts pursuant to this application have complied with the terms, conditions and purposes of this program, that no kickbacks were paid to anyone and that false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under the Title 18 of the United States Code, 18 U.S.C. Sec. 1001 and civil violations of the False Claims Act.
34. ☒ I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I will institute reasonable measures to be informed, and will notify USAC should I be informed or become aware that I or any of the entities listed on this application, or any person associated in any way with my entity and/or entities listed on this application, is convicted of a criminal violation or held civilly liable for acts arising from their participation in the schools and libraries support mechanism.
35. ☒ I certify that if any of the Funding Requests on this Form 471 are for discounts for products or services that contain both eligible and ineligible components, that I have allocated the cost of the contract to eligible and ineligible companies as required by the Commission's rules at 47 C.F.R. Sec. 54.504(g)(1),(2).
36. ☒ I certify that this funding request does not constitute a request for internal connections services, except basic maintenance services, in violation of the Commission requirement that eligible entities are not eligible for such support more than twice every five funding years beginning with Funding Year 2005 as required by the Commission's rules at 47 C.F.R. Sec. 54.506(c).
37. ☒ I certify that the non-discounted portion of the costs for eligible services will not be paid by the service provider. The pre-discount costs of eligible services features on this Form 471 are net of any rebates or discounts offered by the service provider. I acknowledge that, for the purpose of this rule, the provision, by the provider of a supported service, of free services or products unrelated to the supported service or product constitutes a rebate of some or all of the cost of the supported services.

38. Signature of authorized person

39. Signature Date **2/16/06**

**The Americans with Disabilities Act, the Individuals with Disabilities Education Act and the Rehabilitation Act may impose obligations on entities to make the services purchased with these discounts accessible to and usable by people with disabilities.**

**NOTICE:** Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Services Ordered and Certification Form (FCC Form 471) with the Universal Service Administrator. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, consistent with the Communications Act of 1934, FCC regulations and orders, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law, information provided in or submitted with this form or in response to subsequent inquiries may be disclosed to the public.

If you owe a past due debt to the Federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

**Please submit this form to:**

**SLD-Form 471  
P.O. Box 7026  
Lawrence, Kansas 66044-7026**

**For express delivery services or U.S. Postal Service, Return Receipt Requested,  
mail this form to:**

**SLD Forms  
ATTN: SLD Form 471  
3833 Greenway Drive  
Lawrence, Kansas 66046  
(888) 203-8100**

Print

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TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 2 - ADL 1-25-07 504544

Richard Larson  
eRate Consulting Services, LLC  
141 New Road  
Suite 2I  
Parsippany, NJ 07054

Billed Entity Number: 144661  
Form 471 Application Number: 504544  
Form 486 Application Number:





**Universal Service Administrative Company**  
Schools & Libraries Division

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**Administrator's Decision on Appeal – Funding Year 2006-2007**

January 25, 2007

Richard Larson  
eRate Consulting Services, LLC  
141 New Road  
Suite 2I  
Parsippany, NJ 07054

Re: Applicant Name: TWIN RIDGES ELEM SCHOOL DIST  
Billed Entity Number: 144661  
Form 471 Application Number: 504544  
Funding Request Number(s): 1418596, 1418614, 1467376, 1422691  
Your Correspondence Dated: November 18, 2006

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2006 Funding Commitment Decision Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1418614, 1467376  
Decision on Appeal: **Denied**  
Explanation:

- Upon thorough review of the appeal letter and relevant documents, USAC has determined that these funding requests were properly evaluated. In correspondence dated May 10, 2006, the applicant identified eSchoolPLUS software and eSchoolPLUS recurring service, which are ineligible products/services based on program rules and represent 47.75% and 52.2%, respectively, of the total funding requests. In correspondence dated August 30, 2006, USAC afforded the applicant the opportunity to correct ministerial and clerical errors. In a response dated September 6, 2006, the applicant did not request a correction regarding ineligible products/services. FCC rules require that, if 30% or more of an applicant's funding request includes ineligible

product(s)/service(s), the funding request must be denied. Consequently, the appeal is denied.

- Your Form 471 application included costs for the following ineligible products and/or services: eSchoolPLUS software and eSchoolPLUS recurring service. FCC Rules provide that funding may be approved only for eligible products and services. 47 C.F.R. secs. 54.502, 54.503. The USAC website contains a list of eligible products and services. See the website, [www.usac.org/sl](http://www.usac.org/sl), Eligible Services List. FCC Rules further require that if 30% or more of the applicant's funding request includes ineligible products and/or services, then the funding request must be denied, otherwise the funding request will be reduced accordingly. 47 C.F.R. sec. 54.504(d).

**Funding Request Number(s):** 1422691

**Decision on Appeal:** **Denied**

**Explanation:**

- Upon thorough review of the appeal letter and relevant documents, USAC has determined that, at the time you submitted your Form 471 application, you did not have a signed contract in place with your service provider. According to our records, the applicant cited July 1, 2005 as the Contract Award Date on Block 5, Item 18 of the Form 471. During the application review, the applicant was asked to provide copies of signed and dated contracts in support of the cited Contract Award Date. In the response provided to USAC on June 7, 2006, the provided contract has a Contract Award Date of May 17, 2006. FCC Rules state that a contract must be signed and dated on or after the Allowable Contract Date as calculated by the Form 470 posting date, but prior to the submission of the Form 471. Program rules do not permit USAC to accept new information on appeal except where an applicant was not given the opportunity to provide information during the initial review or an error was made by USAC. The applicant has failed to provide persuasive evidence on appeal that USAC erred in its initial review. Consequently, the appeal is denied.
- USAC has determined that, at the time you submitted your Form 471 application, you did not have a signed and dated contract for services in place with your service provider(s) for services other than tariffed or month-to-month services. FCC Rules require that applicants submit a completed FCC Form 471 "upon signing a contract for eligible services." 47 C.F.R. sec. 54.504(c). The FCC Rules further require that both beneficiaries and service providers must retain executed contracts, signed and dated by both parties. See Schools and Libraries Universal Service Support Mechanism, CC Docket No. 02-6, Fifth Report and Order and Order, 19 FCC Rcd 15808, 15824-26, FCC 04-190 para. 48 (rel. Aug. 13, 2004). The FCC has consistently upheld USAC's denial of funding when there is no contract in place for the funding request. See Request for Review by Waldwick School District, Schools and Libraries Universal Service Support Mechanism, File No. SLD-256981, CC Docket No. 02-6, Order, 18 FCC Rcd. 22994, DA 03-3526 (rel. Nov. 5, 2003). The FCC Form 471 instructions under Block 5 clearly state that you MUST sign a contract for all services that you order on your Form 471 except tariffed services and month-to-month services. See

Instructions for Completing the Schools and Libraries Universal Service, Services  
Ordered and Certification Form, OMB 3060-0806 (November 2004) at page 23.

**Funding Request Number(s):** 1418596  
**Decision on Appeal:** **Approved, Funding Denied**  
**Explanation:**

- Your appeal has brought forth persuasive information that the appeal of the funding request cited above should be approved. However, funding is denied for the following reason.

Upon thorough review of the appeal letter and relevant documents, USAC has determined that the competitive bid requirement was not met due to a 28 day bid violation. According to our records, the applicant cited Form 470 application number 245950000558883 on Block 5, Item 12 of the Form 471; this Form 470 has an Allowable Contract Date of January 3, 2006. During the initial review of the Form 471, USAC informed the applicant that the cited Contract Award Date of January 1, 2003 for the services requested is before the Allowable Contract Date. In addition, the applicant was given the opportunity to cite an alternate Form 470 establishing the bidding for the services requested. In correspondence dated June 6, 2006, the applicant provided a State Master Contract with a Contract Award Date of February 4, 2004. In correspondence dated June 7, 2006, the applicant confirmed that the Form 470 establishing the bidding requirement for the requested services is the cited Form 470. As the Contract Award Date of February 4, 2004 is prior to the Allowable Contract Date of January 3, 2006, funding is denied.

- You selected your vendor for new products and/or services prior to the expiration of the 28 day posting period. FCC Rules require that except under limited circumstances, all Forms 470 received be posted on the USAC website for 28 days, and that applicants carefully consider all bids received before selecting a vendor, entering into an agreement or signing a contract, and signing and submitting a Form 471. 47 C.F.R. secs. 54.504 (a) (c), 54.511(a) and (c). FCC Rules further require that the Administrator send the applicant a confirmation when the Form 470 has been posted, and inform the applicant of the earliest date upon which they may sign a contract with the vendor it selects. 47 C.F.R. sec. 54.504(b)(4). These competitive bidding requirements help to ensure that applicants receive the lowest pre-discount price from vendors. See Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Order on Reconsideration, 12 FCC Rcd 10095, 10098, FCC 97-246 para. 9 (rel. Jul. 10, 1997). New products and/or services include tariff telecommunications services that are NOT subject to an existing, binding, written contract.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter.

Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division  
Universal Service Administrative Company

cc: Vitskaia Fernandes

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 3 - Twin Ridges BEN 144661 Appeal 471 504544

**TWIN RIDGES ELEMENTARY SCHOOL DISTRICT**  
**18847 Oak Tree Road**  
**Nevada City, CA 95959**

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November 18, 2006

Letter of Appeal

Schools and Libraries Division – Correspondence Unit  
P.O. Box 902  
100 South Jefferson Road  
Whippany, NJ 07981

**Re:** Appeal of Funding Commitment Decision Letters Issued on September 19, 2006

**Authorized person who can best discuss this Appeal with you**

Richard Larson  
eRate Consulting Services, LLC  
141 New Road, Suite 2I  
Parsippany, NJ 07054  
Phone: (888) 249-1661 ext 323  
Fax: (866) 534-1584  
Email: [rlarson@erateconsulting.com](mailto:rlarson@erateconsulting.com) (preferred mode of contact)

**Application Information**

<u>Entity</u>	Twin Ridges Elementary School District
<u>Billed Entity Number</u>	144661
<u>Funding Year</u>	FY9 (2006-2007)
<u>Form 471 Application Number</u>	504544 <sup>1</sup>
<u>Document Being Appealed</u>	Funding Commitment Decision Letter (FCDL) dated September 19, 2006 for 471 # 504544 <sup>2</sup>
<u>Funding Request Number</u>	1418596
<u>Funding Commitment Request</u>	\$12,281.16
<u>Funding Commitment Decision</u>	"\$0.00 – 28 Day Waiting Period Violated" <sup>3</sup>
<u>FCDL Explanation</u>	"The Form 471 application was signed and/or submitted prior to the expiration of the 28-day waiting period from the day of the posting of the Form 470 to the SLD Web Site." <sup>3</sup>
<u>Funding Request Number</u>	1418614
<u>Funding Commitment Request</u>	\$7,547.20
<u>Funding Commitment Decision</u>	"\$0.00 - Incl. Svcs./ or product(s)" <sup>3</sup>
<u>FCDL Explanation</u>	"30% or more of this FRN includes a request for and access to eSchoolPLUS which is an ineligible product(s)/service(s) based on program rules." <sup>3</sup>
<u>Funding Request Number</u>	1422691
<u>Funding Commitment Request</u>	\$5,208.48
<u>Funding Commitment Decision</u>	"\$0.00 - Contract Violation" <sup>4</sup>

<sup>1</sup> FCC Form 471 # 504544 funding year 7/1/2006 – 6/30/2007, posted and certified on 2/16/2006 by Twin Ridges Elementary School District.

<sup>2</sup> Letter from Schools and Libraries Division, Universal Service Administrative Company, to Vitskaia Fernandes, Twin Ridges Elementary School District (dated September 19, 2006) (Funding Commitment Decision Letter).

<sup>3</sup> Ibid: p.5

<u>FCDL Explanation</u>	"No contract was in place when the Form 471 certification was filed." <sup>4</sup>
<u>Funding Request Number</u>	1467376
<u>Funding Commitment Request</u>	\$6,904.84
<u>Funding Commitment Decision</u>	"\$0.00 - Ineligible use(s)" <sup>5</sup>
<u>FCDL Explanation</u>	"The category of service was changed from Telcomm to Internet Access in accordance with program rules & 30% or more of this FRN includes a request for and access to eSchoolPLUS which is an ineligible product(s)/service(s) based on program rules." <sup>5</sup>

**Appeal:**

In each of these four FRNs, the e-rate-inexperienced staff person (the District Attendance Supervisor, Vitskaia Fernandes<sup>6</sup>) at Twin Ridges Elementary School District (Twin Ridges) erred in preparing the Form 471 # 504544 and in responding to the information requests from the PIA reviewer. While these mistakes led to denial of each of these four FRNs on various technicalities, the FCC's Bishop Perry decision offers remedy for procedural errors where:

"... there is no evidence of waste, fraud or abuse, misuse of funds, or a failure to adhere to core program requirements."<sup>7</sup>

None of Ms. Fernandes' errors in preparing the Form 471 or responding to the PIA reviewer reflect error in the Form 470 or the bid evaluation / acceptance process – Ms. Fernandes simply lacked sufficient understanding of the Form 471 preparation and review processes. The decision recognizes the disadvantage many school districts such as Twin Ridges face where:

"... the primary jobs of most of the people filling out these forms include school administrators, technical coordinators, and teachers, as opposed to positions dedicated to pursuing federal grants, especially in small school districts."<sup>8</sup>

We ask that Twin Ridges not be penalized for errors made in form preparation.

**FRN 1418596:**

We request the Schools and Libraries Division reverse its decision to deny funding for FRN 1418596 and approve the current requested commitment of \$12,281.16, and an error made in the PIA reviewer should be corrected. The establishing Form 470 should be changed to # 882580000480485.<sup>9</sup>

On June 6, Ms. Fernandes faxed a copy of the contract with Pacific Bell<sup>10</sup> for the services requested in this FRN. However, she did not realize that, since this contract was bid from Form 470 # 882580000480485 from funding year 2004-05, that the establishing for FRN 1418596 should have been # 882580000480485. Failing to understand this, she then

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<sup>4</sup> Ibid: p.6

<sup>5</sup> Ibid: p.7

<sup>6</sup> Fax from Vitskaia Fernandes, District Attendance Supervisor, Twin Ridges Elementary School District, to Raphael Bongco, Program Compliance, Solix Inc., dated 6/6/2006. Please note on p.1 the title of Vitskaia Fernandes.

<sup>7</sup> Bishop Perry Middle School, New Orleans, LA, *et al.*, File No. SLD-487170, *et al.*, CC Docket No. 02-6, order released May 19, 2006., paragraph 11.

<sup>8</sup> Ibid: paragraph 14.

<sup>9</sup> FCC Form 470 # 882580000480485 for funding year 7/1/2004 – 6/30/2005, posted on 12/10/03 and certified on 12/11/2003 by Twin Ridges Elementary School District.

<sup>10</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 6/6/2006, p.2-12.

confirmed Form 470 # 245950000558883<sup>11</sup> from funding year 2006-07 as the establishing Form 470,<sup>12</sup> which led to the denial of this FRN.

Compounding the error by Ms. Fernandes, in the FCDL the PIA reviewer stated the FRN was denied because "the Form 471 application was signed and/or submitted prior to the expiration of the 28-day waiting period from the day of the posting of the Form 470 to the SLD Web Site." Since the Form 471 was signed and submitted on 2/16/06, while the Allowable Contract Date for Form 470 # 245950000558883 is 1/3/2006, this funding commitment decision explanation is in error.

FRN 1418614:

We request the Schools and Libraries Division reverse its decision to deny funding for FRN 1418614 and approve the adjusted requested commitment of \$3,943.20. The establishing Form 470 should be changed to # 882580000480485, and the "Pre-Discount Amount" should be reduced to \$7,440.00 and the "Commitment Request" reduced to \$3,943.20 to eliminate ineligible items.

On June 6, Ms. Fernandes faxed a copy of the contract with Pacific Bell.<sup>13</sup> While this contract was provided in response to a request regarding FRN 1418596, it nevertheless includes the services requested in this FRN. However, she did not realize that, since this contract was bid from Form 470 # 882580000480485 from funding year 2004-05, that the establishing for FRN 1418614 should have been # 882580000480485.

Earlier in the review process, on 5/11/06, Ms. Fernandes provided the PIA reviewer with details of the funding request<sup>14</sup>; Ms. Fernandes took pains to show that the request for \$14,240 included \$6,800 for a "new attendance system," not realizing that that the "new attendance system" was an ineligible service comprising 48% of the total request in violation of USAC's "30% Rule." The PIA reviewer made no further inquiries regarding the ineligible service, and denied the FRN.

We request that the ineligible costs be removed from the FRN as stated above, and that the reduced FRN be approved.

FRN 1422691:

We request the Schools and Libraries Division reverse its decision to deny funding for FRN 1422691 and approve the current requested commitment of \$5,208.48. There is no service contract for this FRN, only a tariff schedule; Ms. Fernandes did not realize how this should be reflected on the Form 470.

In response to the PIA reviewer's request for a copy of the (non-existent) contract,<sup>15</sup> her efforts to locate a service contract<sup>16</sup> were in vain, since no such document had been

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<sup>11</sup> FCC Form 470 # 245950000558883 for funding year 7/1/2006 – 6/30/2007, posted and certified on 12/6/2005 by Twin Ridges Elementary School District.

<sup>12</sup> Emails between Raphael Bongco and Vitskaia Fernandes, "rb-AppNo504544 – TWIN RIDGES ELEM SCHOOL DIST – Establishing 470", dated 6/7/2006, from 8:32 AM to 12:12 PM.

<sup>13</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 6/6/2006, p.2-12.

<sup>14</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 5/11/2006, p.6.

<sup>15</sup> Letter from Raphael Bongco to Vitskaia Fernandes, "Application Number 504544", dated 5/10/2006, p.6, item 10.

<sup>16</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 5/16/2006, p.1, item 5.



created. On 5/17/06 she signed a document<sup>17</sup> that she believed fulfilled the PIA reviewer's requirements; however, it was not signed by Verizon Wireless. It in no way reflects the actual nature of this FRN, which is tariffed month-to-month cellular service from Verizon Wireless for the district's nine cell phone users.

Please make the following changes to FRN # 1422691:

- Item 15a: Y(es)
- Item 15b - Contract Number: T(ariff)
- Item 18 - Contract Award Date: [blank] (delete "5/17/2006")
- Item 19b - Service End Date: 6/30/2007
- Item 20 - Contract Expiration Date: [blank] (delete "6/30/2007")

We request that the modified FRN be approved.

FRN 1467376:

We request the Schools and Libraries Division reverse its decision to deny funding for FRN 1467376 and approve the adjusted requested commitment of \$3,300.84. There is no service contract for this FRN, only a tariff schedule; Ms. Fernandes did not realize how this should be reflected on the Form 470. In addition, the "Commitment Request" should be reduced to \$3,300.84 to eliminate ineligible items.

In response to the PIA reviewer's request for a copy of the (non-existent) contract,<sup>18</sup> her efforts to locate a service contract were in vain, since no such document had been created. In response to the PIA reviewer's request, on 5/11/06<sup>19</sup> she mentioned a "Letter of Agency and Anti-Slamming Protection Form" unrelated to this FRN, and on 5/16/06<sup>20</sup> she cited a State Master Contract. These documents in no way reflect the actual nature of the eligible portion of this FRN, which is tariffed month-to-month internet access service from SBC Advanced Solutions.

There are charges for ineligible services in the original request. However, in her 5/11/06 response to the PIA reviewer,<sup>21</sup> Ms. Fernandes took pains to show that the request for \$13,028 included \$6,800 for a "new attendance system," not realizing that that the "new attendance system" was an ineligible service comprising 52% of the total request in violation of USAC's "30% Rule." The PIA reviewer made no further inquiries regarding the ineligible service, and denied the FRN.

Please make the following changes to FRN # 1467376:

- Item 15a: Y(es)
- Item 15b - Contract Number: T(ariff)
- Item 18 - Contract Award Date: [blank] (delete "5/17/2006")
- Item 19b - Service End Date: 6/30/2007
- Item 20 - Contract Expiration Date: [blank] (delete "6/30/2007")
- Items 23a and 23c: \$519.00
- Item 23e - Annual pre-discount amount ...: \$6,228.00
- Item 23f and 23h: \$0.00
- Item 23i - Total program year pre-discount amount: \$6,228.00

<sup>17</sup> "Local Government Entity Authorized User Agreement" signed by Vitskaia Fernandes 5/17/2006.

<sup>18</sup> Letter from Raphael Bongco to Vitskaia Fernandes, "Application Number 504544", dated 5/10/2006, p.6, item 10.

<sup>19</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 5/11/2006, p.3, item 8.

<sup>20</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 5/16/2006, p.1, item 3,4,and 6.

<sup>21</sup> Fax from Vitskaia Fernandes to Raphael Bongco, dated 5/11/2006, p.15.

5

- Item 23J – Funding commitment Request: \$3,300.84  
We request that the modified FRN be approved.

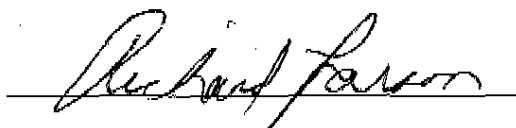
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In light of the above, please take the following actions:

- FRN 1418596: Reverse the decision to deny funding and approve the current requested commitment of \$12,281.16.
- FRN 1418614: Reverse the decision to deny funding for FRN 1418614 and approve the adjusted requested commitment of \$3,943.20.
- FRN 1422691: Reverse the decision to deny funding for FRN 1422691 and approve the current requested commitment of \$5,208.48.
- FRN 1467376: Reverse the decision to deny funding for FRN 1467376 and approve the adjusted requested commitment of \$3,300.84.

Thank you for your time and consideration.

**Authorized signature for this Appeal<sup>22</sup>**



Date: 11/18/06

Richard Larson  
eRate Consulting Services, LLC  
141 New Road, Suite 2I  
Parsippany, NJ 07054  
Phone: (888) 249-1661 ext 323  
Fax: (866) 534-1584  
email: [rlarson@erateconsulting.com](mailto:rlarson@erateconsulting.com)

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<sup>22</sup> "Letter of Agency for Funding Year 9" from Jane McCardle, Director Classified Services, Twin Ridges Elementary School District, authorizing employees of eRate Consulting Services, LLC, to perform e-rate services on behalf of Twin Ridges.

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 4 - 47cfr1.1-3

## Federal Communications Commission

## § 1.2

- 1.9047 Special provisions relating to leases of educational broadband service spectrum.
- 1.9048 Special provisions relating to spectrum leasing arrangements involving licensees in the Public Safety Radio Services.
- 1.9050 Who may sign spectrum leasing notifications and applications.
- 1.9055 Assignment of file numbers to spectrum leasing notifications and applications.
- 1.9060 Amendments, waivers, and dismissals affecting spectrum leasing notifications and applications.
- 1.9080 Private commons.

### Subpart Y—International Bureau Filing System

- 1.10000 What is the purpose of these rules?
- 1.10001 Definitions.
- 1.10002 What happens if the rules conflict?
- 1.10003 When can I start operating?
- 1.10004 What am I allowed to do if I am approved?
- 1.10005 What is IBFS?
- 1.10006 Is electronic filing mandatory?
- 1.10007 What applications can I file electronically?
- 1.10008 What are IBFS file numbers?
- 1.10009 What are the steps for electronic filing?
- 1.10010 Do I need to send paper copies with my electronic applications?
- 1.10011 Who may sign applications?
- 1.10012 When can I file on IBFS?
- 1.10013 How do I check the status of my application after I file it?
- 1.10014 What happens after officially filing my application?
- 1.10015 Are there exceptions for emergency filings?
- 1.10016 How do I apply for special temporary authority?
- 1.10017 How can I submit additional information?
- 1.10018 May I amend my application?

### Subpart Z—Communications Assistance for Law Enforcement Act

- 1.20000 Purpose.
- 1.20001 Scope.
- 1.20002 Definitions.
- 1.20003 Policies and procedures for employee supervision and control.
- 1.20004 Maintaining secure and accurate records.
- 1.20005 Submission of policies and procedures and Commission review.
- 1.20006 Assistance capability requirements.
- 1.20007 Additional assistance capability requirements for wireline, cellular, and PCS telecommunications carriers.
- 1.20008 Penalties.

APPENDIX A TO PART 1—A PLAN OF COOPERATIVE PROCEDURE IN MATTERS AND CASES UNDER THE PROVISIONS OF SECTION 410 OF THE COMMUNICATIONS ACT OF 1934

APPENDIX B TO PART 1—NATIONWIDE PROGRAMMATIC AGREEMENT FOR THE COLLOCATION OF WIRELESS ANTENNAS

APPENDIX C TO PART 1—NATIONWIDE PROGRAMMATIC AGREEMENT REGARDING THE SECTION 106 NATIONAL HISTORIC PRESERVATION ACT REVIEW PROCESS

AUTHORITY: 15 U.S.C. 79 *et seq.*; 47 U.S.C. 151, 154(i), 154(j), 155, 157, 225, 303(r), and 309.

EDITORIAL NOTE: Nomenclature changes to part 1 appear at 63 FR 54077, Oct. 8, 1998.

### Subpart A—General Rules of Practice and Procedure

SOURCE: 28 FR 12415, Nov. 22, 1963, unless otherwise noted.

#### GENERAL

#### § 1.1 Proceedings before the Commission.

The Commission may on its own motion or petition of any interested party hold such proceedings as it may deem necessary from time to time in connection with the investigation of any matter which it has power to investigate under the law, or for the purpose of obtaining information necessary or helpful in the determination of its policies, the carrying out of its duties or the formulation or amendment of its rules and regulations. For such purposes it may subpoena witnesses and require the production of evidence. Procedures to be followed by the Commission shall, unless specifically prescribed in this part, be such as in the opinion of the Commission will best serve the purposes of such proceedings.

(Sec. 403, 48 Stat. 1094; 47 U.S.C. 403)

#### § 1.2 Declaratory rulings.

The Commission may, in accordance with section 5(d) of the Administrative Procedure Act, on motion or on its own motion issue a declaratory ruling terminating a controversy or removing uncertainty.

(5 U.S.C. 554)

### § 1.3 Suspension, amendment, or waiver of rules.

The provisions of this chapter may be suspended, revoked, amended, or waived for good cause shown, in whole or in part, at any time by the Commission, subject to the provisions of the Administrative Procedure Act and the provisions of this chapter. Any provision of the rules may be waived by the Commission on its own motion or on petition if good cause therefor is shown.

CROSS REFERENCE: See subpart C of this part for practice and procedure involving rulemaking.

### § 1.4 Computation of time.

(a) *Purpose.* The purpose of this rule section is to detail the method for computing the amount of time within which persons or entities must act in response to deadlines established by the Commission. It also applies to computation of time for seeking both reconsideration and judicial review of Commission decisions.

(b) *General Rule—Computation of Beginning Date When Action is Initiated by Commission or Staff.* Unless otherwise provided, the first day to be counted when a period of time begins with an action taken by the Commission, an Administrative Law Judge or by members of the Commission or its staff pursuant to delegated authority is the *day after the day* on which public notice of that action is given. See § 1.4(b) (1)–(5) of this section. Unless otherwise provided, all Rules measuring time from the date of the issuance of a Commission document entitled “Public Notice” shall be calculated in accordance with this section. See § 1.4(b)(4) of this section for a description of the “Public Notice” document. Unless otherwise provided in § 1.4 (g) and (h) of this section, it is immaterial whether the first day is a “holiday.” For purposes of this section, the term *public notice* means the date of any of the following events: See § 1.4(e)(1) of this section for definition of “holiday.”

(1) For all documents in notice and comment and non-notice and comment rulemaking proceedings required by the Administrative Procedure Act, 5 U.S.C. 552, 553, to be published in the

FEDERAL REGISTER, including summaries thereof, the date of publication in the FEDERAL REGISTER.

NOTE TO PARAGRAPH (b)(1): Licensing and other adjudicatory decisions with respect to specific parties that may be associated with or contained in rulemaking documents are governed by the provisions of § 1.4(b)(2).

*Example 1:* A document in a Commission rule making proceeding is published in the FEDERAL REGISTER on Wednesday, May 6, 1987. Public notice commences on Wednesday, May 6, 1987. The first day to be counted in computing the beginning date of a period of time for action in response to the document is Thursday, May 7, 1987, the “day after the day” of public notice.

*Example 2:* Section 1.429(e) provides that when a petition for reconsideration is timely filed in proper form, public notice of its filing is published in the FEDERAL REGISTER. Section 1.429(f) provides that oppositions to a petition for reconsideration shall be filed within 15 days after public notice of the petition’s filing in the FEDERAL REGISTER. Public notice of the filing of a petition for reconsideration is published in the FEDERAL REGISTER on Wednesday, June 10, 1987. For purposes of computing the filing period for an opposition, the first day to be counted is Thursday, June 11, 1987, which is the day after the date of public notice. Therefore, oppositions to the reconsideration petition must be filed by Thursday, June 25, 1987, 15 days later.

(2) For non-rulemaking documents released by the Commission or staff, including the Commission’s section 271 determinations, 47 U.S.C. 271, the release date.

*Example 3:* The Chief, Mass Media Bureau, adopts an order on Thursday, April 2, 1987. The text of that order is not released to the public until Friday, April 3, 1987. Public notice of this decision is given on Friday, April 3, 1987. Saturday, April 4, 1987, is the first day to be counted in computing filing periods.

(3) For rule makings of particular applicability, if the rule making document is to be published in the FEDERAL REGISTER and the Commission so states in its decision, the date of public notice will commence on the day of the FEDERAL REGISTER publication date. If the decision fails to specify FEDERAL REGISTER publication, the date of public notice will commence on the release date, even if the document is subsequently published in the FEDERAL REGISTER. See *Declaratory Ruling*, 51 FR 23059 (June 25, 1986).

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTES 5 & 6 - 897 F2d 1164



Northeast Cellular Telephone Co., L.P. v.  
F.C.C.C.A.D.C., 1990.

United States Court of Appeals, District of Columbia  
Circuit.

NORTHEAST CELLULAR TELEPHONE COM-  
PANY, L.P., et al., Petitioners,

v.

FEDERAL COMMUNICATIONS COMMISSION,  
Respondent.

**Nos. 89-1206, 89-1214.**

Argued Feb. 5, 1990.

Decided March 9, 1990.

Rehearing En Banc Denied May 9, 1990.

The Federal Communications Commission issued order granting license to cellular radio lottery winner. Losers petitioned for review. The Court of Appeals, Mikva, Circuit Judge, held that Commission had improperly waived rule requiring licensee to establish financial qualifications, on grounds that one of the owners of licensee was subsidiary of large telephone company with which Commission had considerable experience.

Commission order vacated and remanded.

West Headnotes

**Telecommunications 372** **1038**

[372](#) Telecommunications

[372IV](#) Wireless and Mobile Communications

[372k1036](#) Licenses and Authorizations

[372k1038](#) k. Cellular Telephones. [Most](#)

[Cited Cases](#)

(Formerly 372k461.10)

Federal Communications Commission did not properly exercise discretion to waive rule requiring that lottery winners for cellular radio license meet specified financial qualifications, by relying on the fact that one of the owners of proposed licensee was a subsidiary of a major telephone company with substantial resources with which Commission has prior experience; Commission failed to articulate "appropriate general standard" governing waiver on those grounds.

**\*1164 \*\*142** Petition for Review of an Order of the Federal Communications Commission.

[Alan Y. Naftalin](#), Washington, D.C., with whom [Robert M. Connolly](#), Louisville, Ky., was on the brief, for petitioner, Northeast Cellular Telephone, L.P., in No. 89-1206. [Harold J. Carroll](#) and Susan D. Baer, Boston, Mass., were on the brief, for petitioner, Saco River Cellular, Inc., in No. 89-1214.

[Roberta L. Cook](#), Atty., F.C.C., Washington, D.C., with whom [Robert L. Pettit](#), Gen. Counsel, and [Daniel M. Armstrong](#), Associate Gen. Counsel, F.C.C., Washington, D.C., were on the brief, for respondent.

[Michael B. Barr](#), [Bruce D. Peterson](#), Washington, D.C., and John S. Parks, were on the brief, for intervenor, Portland Cellular Partnership.

Before MIKVA, [EDWARDS](#) and [SILBERMAN](#), Circuit Judges.

Opinion for the Court filed by Circuit Judge MIKVA. MIKVA, Circuit Judge:

This case presents a procedural challenge to an FCC order granting a license to a cellular radio lottery winner, Portland Cellular Partnership ("Port Cell"). The losers **\*1165 \*\*143** in that lottery, Northeast Cellular Telephone Co. ("Northeast") and Saco River Cellular, Inc. ("Saco River"), claim that the FCC arbitrarily and capriciously waived the requirement that lottery winners establish their financial qualifications within 30 days of having been selected. We hold that the FCC's waiver decision was arbitrary and capricious because it was not based on any rational waiver policy as required by our decision in [WAIT Radio v. FCC](#), 418 F.2d 1153 (D.C.Cir.1969). Indeed, given the record in this case, we cannot imagine any standard that would have justified a waiver of the filing of Port Cell's financial qualifications. Accordingly, we vacate the waiver and remand the case to the agency.

## I. Background

In 1986, the FCC held a lottery for a license to operate cellular radio service in Portland, Maine. Five applicants entered the lottery: Northeast, Saco River,

NYNEX Mobile Communications Company (“NYNEX Mobile”), Community Services Telephone Co. (“Community Services”), and Seacoast Cellular, Inc. (“Seacoast”). Seacoast was tentatively selected as the licensee, with Saco River picked as runner-up.

As a result of a settlement agreement, Seacoast substituted for its own application the application of Portland Cellular Partnership (“Port Cell”) which consisted of itself (42% interest), NYNEX Mobile (48% interest) and Community Service (10% interest). Port Cell's ownership has since been divided equally among NYNEX, Seacoast, and Lewiston-Auburn Cellular.

Under FCC rules, Port Cell was required within 30 days of selection to submit evidence of its financial qualifications to operate the system. *Cellular Further Lottery Reconsideration Order*, 59 Pike and Fischer Rad.Reg.2d 407 (1985). Those rules require the lottery winner to present evidence that the lender has (1) committed to provide all necessary financing; (2) identified sufficient unencumbered funds; (3) assessed the applicant's creditworthiness; and (4) dictated the essential terms of the loan. [47 C.F.R. § 22.917\(b\)\(1\)\(i\) \(1986\)](#). If the selected applicant fails to satisfy these requirements, the applicant is disqualified and the second-place applicant is substituted as the tentative lottery selectee. 59 Pike and Fischer Rad.Reg. at 413.

On July 24, Port Cell tendered a letter of credit from NYNEX Credit Company (“NYNEX Credit”) in satisfaction of the financial qualifications requirement and a balance sheet that estimated Port Cell's costs of construction and operation at \$2.8 million. The letter of credit confirmed that NYNEX was “prepared to make available to [Port Cell] a total credit package of \$3 million.” The letter, however, did not include any evidence that NYNEX Credit had assessed Port Cell's creditworthiness or agreed to any terms or conditions of the financing arrangement.

Saco River and Northeast (the only remaining lottery participants) petitioned the Commission to deny Port Cell's application on two grounds. First, they claimed that Port Cell had failed to demonstrate its financial qualifications because the NYNEX letter did not es-

tablish that the credit package was guaranteed, that the essential terms were set, that NYNEX had assessed Port Cell's creditworthiness, or that NYNEX had sufficient capital. Second, they asserted that the FCC had prejudiced their settlement opportunities by permitting two co-owned applicants-Seacoast and Community Service-to remain in the same lottery.

These claims were denied by the Mobile Services Division of the Commission (“MSD”). [Portland Cellular Partnership](#), 2 FCC Rcd 5586 (1987). Saco River and Northeast filed petitions for review with the FCC, which the Commission also denied. [Portland Cellular Partnership](#), 4 FCC Rcd 2050 (1989). The Commission found that even though Port Cell had failed to comply with the FCC rules with respect to financial qualifications, the Commission would waive those qualifications because strict enforcement was not in the public interest. The Commission found that based on its prior dealings with NYNEX Credit, it was confident that NYNEX met all of the necessary qualifications. It determined that strict compliance would not \*1166 \*\*144 serve any interest, and would only result in unnecessary delay. The Commission also rejected the cross-ownership claim.

Northeast and Saco River have appealed both the waiver and cross-ownership decisions. Because we find that the case must be remanded on the basis of the waiver decision, we need not reach the cross-ownership issue.

## II. Waiver of Financial Qualifications

There is no question here that Port Cell has failed to comply strictly with regulations requiring that it demonstrate its financial qualifications. The FCC concluded that the NYNEX letter was defective under [§ 22.917\(b\)\(1\)\(i\)](#) because it did not contain the terms of the loan or state that NYNEX had assessed the creditworthiness of the loan applicant. [4 FCC Rcd at 2050](#). The Commission nevertheless concluded that there was good cause to waive the specific requirements of the rule because the Commission knew from its “lengthly [sic] experience” with NYNEX Mobile and from “materials on file in other [FCC] proceedings” that Port Cell was financially capable of constructing and operating its proposed cellular sys-



tem. [Id. at 2051.](#)

Apparently, the Commission concluded that because of the relationship between NYNEX Credit and NYNEX Mobile, NYNEX Mobile's role as a general partner in Port Cell, and NYNEX Mobile's proven interest in participating in the cellular industry, it was not unreasonable to assume that the funds were available for Port Cell's venture. From this, the Commission would have the court infer that the FCC's familiarity with NYNEX's credit practices was sufficient to demonstrate that NYNEX had assessed the creditworthiness of the loan applicant and that the loan terms would follow a standard pattern.

The FCC has authority to waive its rules if there is "good cause" to do so. [47 C.F.R. § 1.3](#). The FCC may exercise its discretion to waive a rule where particular facts would make strict compliance inconsistent with the public interest. [WAIT Radio v. FCC, 418 F.2d 1153, 1159 \(D.C.Cir.1969\)](#). However, as we instructed in *WAIT Radio*, those waivers must be founded upon an "appropriate general standard." We held that "sound administrative procedure contemplates waivers ... granted only pursuant to a relevant standard ... [which is] best expressed in a rule that obviates discriminatory approaches." [418 F.2d at 1159.](#)

In remanding *WAIT Radio* to the agency to formulate an acceptable waiver policy, we held that a waiver is appropriate only if special circumstances warrant a deviation from the general rule and such deviation will serve the public interest. The agency must explain why deviation better serves the public interest and articulate the nature of the special circumstances to prevent discriminatory application and to put future parties on notice as to its operation. See also [Industrial Broadcasting Co. v. FCC, 437 F.2d 680 \(D.C.Cir.1970\)](#) (indicating need for articulation of special circumstances beyond those considered during regular rulemaking).

The FCC purports to have complied with *WAIT Radio* in granting its waiver to Port Cell. Yet, it has not even come close to doing so. The FCC Order concluded that waiver under these circumstances would serve the public interest contemplated by the financial requirements provisions. It reasoned that if there

is "no speculation" as to the financial qualifications of the tentative selectee, strict enforcement will not serve the regulation's purpose of reducing delays in cellular service. [4 FCC Rcd at 2050-51.](#)

The FCC's reasoning wholly ignores the second requirement of *WAIT Radio*: It does not articulate any standard by which we can determine the policy underlying its waiver. The FCC's reliance upon a bare conclusion that there is "no speculation" with respect to Port Cell is astounding. The record reveals nothing unique about Port Cell's situation. This is a case where a very experienced applicant that was clearly aware of the rule, submitted two financial showings which patently did not comply with that rule. The only thing unusual about Port Cell is that one of its **\*1167 \*\*145** partners is universally recognized as fiscally strong and technically qualified. The Commission's recognition of Port Cell's financial qualifications, then, amounts to nothing more than a "we-know-it-when-we-see-it" standard.

In [Airmark Corp. v. FAA, 758 F.2d 685 \(D.C.Cir.1985\)](#), this court vacated several waivers for failure to articulate identifiable standards. The FAA had published rules requiring compliance with five criteria to qualify for an exemption; however, it had granted such exemptions only haphazardly. We ruled that "[e]lementary evenhandedness requires that if all five factors must be met by one petitioner, then all five factors must be met by the next." [Id. at 692.](#) The difficulty presented here is even more striking, since the FCC has not simply deviated from exemption standards; it never stated any standards in the first place.

The only factor stated by the FCC that differentiates Port Cell from any other applicant is the FCC's undefined "familiarity" with one of Port Cell's partners and Port Cell's financial backer. Standing alone, this does not even begin to approach a standard for demonstrating that a licensee is "indisputably ... financially qualified" and thus not required to provide a full statement of financial qualifications. Although the FCC purports to have had vast experience with NYNEX in other markets and contexts, the Commission provides no indication of what aspects of that experience are dispositive, or how those aspects re-

late to the financial qualifications of Port Cell. As noted, NYNEX is only a minority partner in Port Cell. Thus, whether NYNEX Mobile or its parent NYNEX have been worthy licensees in other markets would not be sufficient to confirm Port Cell's qualifications. Indeed, taking the Commission at its word, it would seem that any organization most likely could avoid producing financial qualifications by bringing a Bell Operating Company in as a 5% partner.

Under the Commission's blanket statement, future applicants-and this court-have no ability to evaluate the applicability and reasonableness of the Commission's waiver policy. At a minimum, the FCC needed to indicate what information it had about NYNEX Credit's uncommitted assets, NYNEX Credit's practices in evaluating the creditworthiness of loan applicants, the terms it would imply into NYNEX Credit's loan letter based upon its prior experience, and its basis for concluding that NYNEX Credit would commit funds regardless of whether NYNEX Mobile abandoned the partnership. Absent a finding that this information was considered and used in formulating an articulable standard at the time the waiver was granted, the FCC must disqualify Port Cell's application.

Despite the Commission's assurances that there is no speculation involved in its decision to excuse Port Cell from strict compliance, its statement invites nothing but speculation by all other participants in FCC proceedings. Mere conclusory statements as to the unique reputation and experience of Port Cell's lender and minority partner are not sufficient to satisfy the requirements of *WAIT Radio*.

### III. Conclusion

We hold that the FCC's decision was arbitrary and capricious because it was not based on any rational waiver policy. The agency failed to state any legitimate basis for granting Port Cell a waiver from the Commission's financial qualifications requirements. Bigness and national reputation are not reasonable standards for a waiver policy, and the Commission indeed eschews such a characterization of its policy. It follows that this waiver reflects an outrageous, unpredictable, and unworkable policy that is susceptible to discriminatory application. Accordingly, the peti-

tion for review is granted, and the Commission's order is vacated and remanded.

*So Ordered.*

C.A.D.C.,1990.

Northeast Cellular Telephone Co., L.P. v. F.C.C.

897 F.2d 1164, 67 Rad. Reg. 2d (P & F) 761, 283 U.S.App.D.C. 142

END OF DOCUMENT

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTES 7, 8, 9 - Bishop\_Perry\_ex\_appendices

**Before the  
Federal Communications Commission  
Washington, DC 20554**

In the Matter of	)	
	)	
Request for Review of the	)	
Decision of the	)	
Universal Service Administrator by	)	
	)	
Bishop Perry Middle School	)	File Nos. SLD-487170, <i>et al.</i>
New Orleans, LA, <i>et al.</i>	)	
	)	
Schools and Libraries Universal Service	)	CC Docket No. 02-6
Support Mechanism	)	

**ORDER**

**Adopted: May 2, 2006**

**Released: May 19, 2006**

By the Commission: Commissioner Copps issuing a separate statement.

**I. INTRODUCTION**

1. In this Order, we grant 196 appeals of decisions by the Universal Service Administrative Company (USAC) concerning the schools and libraries universal service support mechanism (also known as the E-rate program) denying funding due to certain clerical or ministerial errors in the application, *i.e.*, a failure to timely file an FCC Form 471, a failure to timely file a certification related to an FCC Form 470, or a failure to comply with minimum processing standards.<sup>1</sup> As explained below, we find that special circumstances exist to justify a waiver of the Commission's rules, and, accordingly, we grant these appeals and remand the underlying applications associated with these appeals to USAC for further action consistent with this Order. To ensure that the underlying applications are resolved expeditiously, we direct USAC to complete its review of each application listed in the Appendices, and issue an award or a denial based on a complete review and analysis, no later than 60 days from release of this Order. In addition, we direct USAC to provide all future and pending applicants with a 15-day opportunity to cure any ministerial or clerical errors on their FCC Form 470, FCC Form 471, or associated certifications. We also direct USAC to develop targeted outreach procedures designed to better inform applicants of application procedures.

2. As we recently noted, many E-rate program beneficiaries, particularly small entities, contend that the application process is complicated, resulting in a significant number of applications for E-rate support being denied for ministerial, clerical or procedural errors.<sup>2</sup> We find that the actions we

<sup>1</sup> In this Order, we use the term "appeals" to generically refer to requests for review of decisions, or waivers related to such decisions, issued by the Commission, the Wireline Competition Bureau, or the Administrator. A list of these pleadings is attached as Appendices A-C. One of the appeals is a petition for reconsideration of a Commission order filed by the Information Technology Department of the State of North Dakota.

<sup>2</sup> *Comprehensive Review of Universal Service Fund Management, Administration, and Oversight, Federal-State Joint Board on Universal Service, Schools and Libraries Universal Service Support Mechanism, Rural Health Care Support Mechanism, Lifeline and Linkup, Changes to the Board of Directors of the National Exchange Carrier*

take here to provide relief from these types of errors in the application process will promote the statutory requirements of section 254(h) of the Communications Act of 1934, as amended (the Act), by helping to ensure that eligible schools and libraries actually obtain access to discounted telecommunications and information services.<sup>3</sup> In particular, we believe that by directing USAC to modify certain application processing procedures and granting a limited waiver of our application filing rules, we will provide for a more effective application processing system that will ensure eligible schools and libraries will be able to realize the intended benefits of the E-rate program as we consider additional steps to reform and improve the E-rate program.<sup>4</sup> Requiring USAC to take these additional steps will not reduce or eliminate any application review procedures or lessen the program requirements that applicants must comply with to receive funding. Indeed, we retain our commitment to detecting and deterring potential instances of waste, fraud, and abuse by ensuring that USAC continues to scrutinize applications and takes steps to educate applicants in a manner that fosters program participation. We also emphasize that our actions taken in this Order should have minimal effect on the overall federal Universal Service Fund (USF or the Fund), because the monies needed to fund these appeals have already been collected and held in reserve.<sup>5</sup>

## II. BACKGROUND

3. Under the E-rate program, eligible schools, libraries, and consortia that include eligible schools and libraries may apply for discounts for eligible telecommunications services, Internet access, and internal connections. The E-rate application process generally begins with a technology assessment and a technology plan.<sup>6</sup> After developing the technology plan, the applicant must file the FCC Form 470 (FCC Form 470) to request discounted services such as tariffed telecommunications services, month-to-month Internet access, cellular services, or paging services, and any services for which the applicant is seeking a new contract.<sup>7</sup> The FCC Form 470 must be posted on USAC's schools and libraries division website for at least 28 days.<sup>8</sup> The applicant must then comply with the Commission's competitive

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*Association, Inc.*, WC Docket Nos. 05-195, 02-60, 03-109, CC Docket Nos. 96-45, 02-6, 97-21, Notice of Proposed Rulemaking and Further Notice of Proposed Rulemaking, 20 FCC Rcd 11308 (2005) (*Comprehensive Review NPRM*).

<sup>3</sup> 47 U.S.C. § 254(h). The Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56, amended the Communications Act of 1934.

<sup>4</sup> *Comprehensive Review NPRM*, 20 FCC Rcd at 11324-25, paras. 37-40 (seeking comment on the application process and competitive bidding requirements for the schools and libraries program).

<sup>5</sup> We estimate that the appeals granted in this Order involve applications for approximately \$68 million in funding for Funding Years 1999-2005. We note that USAC has already reserved approximately \$585 million to fund outstanding appeals. See, e.g., Universal Service Administrative Company, Federal Universal Service Support Mechanisms Fund Size Projections for the Fourth Quarter 2005, dated August 2, 2005. Thus, we determine that the action we take today should have minimal effect on the USF as a whole.

<sup>6</sup> 47 U.S.C. § 254(h)(1)(B); 47 C.F.R. § 54.504. Applicants seeking discounts only for telecommunications services do not need to develop a technology plan. See *Request for Review of the Decision of the Universal Service Administrator by United Talmudical Academy, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association*, CC Docket Nos. 96-45, 97-21, Order, 16 FCC Rcd 18812, 18816, para. 11 (2001). In August, 2004, the Commission revised its rules concerning technology plans. See *Schools and Libraries Fifth Report and Order*, 19 FCC Rcd at 15826-30, paras. 51-63. See *Schools and Libraries Universal Support Mechanism*, CC Docket No. 02-6, Fifth Report and Order, 19 FCC Rcd 15808, 15826-30, paras. 51-63 (2004) (*Schools and Libraries Fifth Report and Order*).

<sup>7</sup> If the technology plan has not been approved when the applicant files the Form 470, the applicant must certify that it understands that the technology plan must be approved prior to commencement of service. 47 C.F.R. § 54.504(b)(2)(vii).

<sup>8</sup> 47 C.F.R. § 54.504(b)(4).

bidding requirements set forth in sections 54.504 and 54.511(a) of the Commission's rules.<sup>9</sup> The applicant then files the FCC Form 471 (FCC Form 471), after entering into agreements for eligible services.<sup>10</sup> Section 54.507 of the Commission's rules states that fund discounts will be available on a first-come-first-served basis.<sup>11</sup> Under the Commission's rules, USAC implements an initial filing period, or filing window, for the FCC Form 471 applications that treats all schools and libraries filings within that period as if their applications were simultaneously received.<sup>12</sup>

4. The Commission has vested in USAC the responsibility of administering the application process for the schools and libraries universal service support mechanism.<sup>13</sup> Pursuant to this authority, USAC has established procedures, including "minimum processing standards," to facilitate its efficient review of the thousands of applications requesting funding that it receives.<sup>14</sup> These minimum processing standards are designed to require an applicant to provide at least the minimum data necessary for USAC to initiate review of the application under statutory requirements and Commission rules. When an applicant submits an FCC Form 470 or FCC Form 471 application that omits information required by the minimum processing standards, USAC automatically returns the application to the applicant without considering it for discounts under the program, without inquiring into the cause of the omission or without providing the applicant with the opportunity to cure the error.<sup>15</sup> For example, if an applicant failed to answer all blocks 1-6 on the FCC Form 471 or failed to submit a properly signed signature certification, the applicant's FCC Form 471 would be rejected and returned to the applicant, without further consideration.<sup>16</sup>

5. The Commission has under consideration various appeals filed by parties that have requested funding for discounted services under the schools and libraries universal service support mechanism.<sup>17</sup> The petitioners request review of decisions, or waivers related to such decisions, issued by

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<sup>9</sup> 47 C.F.R. §§ 54.504, 54.511(a).

<sup>10</sup> This form is to request discounts on those services and it contains the discount calculation worksheet and the discount funding request. The FCC Form 471 must be filed each time a school or library orders telecommunications services, Internet access, or internal connections.

<sup>11</sup> 47 C.F.R. §§ 54.507(c).

<sup>12</sup> 47 C.F.R. §§ 54.507(c).

<sup>13</sup> *Changes to the Board of Directors of the National Exchange Carrier Association, Inc., Federal-State Joint Board on Universal Service*, CC Docket Nos. 97-21 and 96-45, Third Report and Order in CC Docket No. 97-21 and Fourth Order on Reconsideration in CC Docket No. 97-21 and Eighth Order on Reconsideration in CC Docket No. 96-45, 13 FCC Rcd 25058 (1998).

<sup>14</sup> See, e.g., Instructions for Completing the Universal Service Schools and Libraries Services Ordered and Certification Form (FCC Form 471), OMB 3060-0806 (December 2002) (FCC Form 471 Instructions) at 6-9.

<sup>15</sup> See, e.g., USAC website, Form 471 Minimum Processing Standards and Filing Requirements for FY 4, <http://www.sl.universalservice.org/reference/471mps.asp> (Minimum Processing Standards).

<sup>16</sup> *Id.* But note, in the *Naperville Order*, the Commission determined that USAC should not return an application without consideration for having omitted information required by USAC's minimum processing standards where: (1) the request for information is a first-time information requirement on a revised form, thereby possibly leading to confusion on the part of the applicants; (2) the omitted information could be easily discerned by USAC through examination of other information included in the application; and (3) the application is otherwise substantially complete. *Request for Review by Naperville Community Unit School District 203, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc.*, File No. SLD-203343, CC Dockets No. 96-45 and 97-21, Order, 16 FCC Rcd 5032,5037-38, paras. 12-15 (2001) (*Naperville Order*).

<sup>17</sup> See Appendices A-C.

the Commission, the Wireline Competition Bureau, or USAC.<sup>18</sup> The decisions at issue involve the denial of funding based on an applicant's failure to timely file an FCC Form 471, a failure to timely file certifications related to an FCC Form 470, or a failure to comply with minimum processing standards.<sup>19</sup>

6. The Commission may waive any provision of its rules on its own motion and for good cause shown.<sup>20</sup> A rule may be waived where the particular facts make strict compliance inconsistent with the public interest.<sup>21</sup> In addition, the Commission may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis.<sup>22</sup> In sum, waiver is appropriate if special circumstances warrant a deviation from the general rule, and such deviation would better serve the public interest than strict adherence to the general rule.<sup>23</sup>

### III. DISCUSSION

7. In this item, we consider 196 appeals of decisions denying requests for funding from the schools and libraries universal service support mechanism based on an applicant's failure to timely file an FCC Form 471, a failure to timely file the certifications related to an FCC Form 470, or a failure to comply with minimum processing standards. We consider these three groups of applicants separately below.

8. Generally, the petitioners argue that immaterial clerical, ministerial or procedural errors resulted in rejection of their requests. Some also dispute that an error was made at all. For the reasons discussed below, we waive the relevant Commission rules, and grant all pending appeals pertaining to decisions denying funding due to a failure to comply with minimum processing standards, a failure to timely file an FCC Form 471, or a failure to timely file certifications related to an FCC Form 470, and remand the underlying applications associated with these appeals to USAC for further action consistent with this Order. In remanding these applications to USAC, we make no finding as to the ultimate eligibility of the requested services.

9. In many instances here we depart from prior Commission precedent.<sup>24</sup> For the reasons described below, however, we find that the departure is warranted and in the public interest. Although we base our decision to grant these requests in part on the fact that many of the rules at issue here are

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<sup>18</sup> For purposes of this Order, decisions by both the Schools and Libraries Division and USAC will be collectively referred to as decisions issued by USAC.

<sup>19</sup> See Appendices A-C.

<sup>20</sup> 47 C.F.R. §1.3.

<sup>21</sup> *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990) (*Northeast Cellular*).

<sup>22</sup> *WAIT Radio v. FCC*, 418 F.2d 1153, 1157, (D.C. Cir. 1969), *affirmed by WAIT Radio v. FCC*, 459 F.2d 1203 (D.C. Cir. 1972), *cert. denied*, 409 U.S. 1027 (1972).

<sup>23</sup> *Northeast Cellular*, 897 F.2d at 1166.

<sup>24</sup> See, e.g., *Request for Review by St. John's School, Schools and Libraries Universal Service Support Mechanism, Order*, 20 FCC Rcd 8171 (2005); *Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the national Exchange Carrier Association, Inc., Bruggemeyer Memorial Library, Order*, 14 FCC Rcd 13170 (1999); see also *Naperville Order*, 16 FCC Rcd at 5036-5037, para. 11 (Although the Commission granted Naperville's request for review, it affirmed that "consistent with the Commission's rule requiring applicants to submit a 'completed' FCC Form 471, SLD's minimum processing standards provide an efficient means to minimize unnecessary administrative costs by reducing the number of substantially incomplete applications that SLD must review and process," and concluded that "it is appropriate for SLD to require the information requested by Item 22[in Form 471], and for SLD to return applications that fail to provide this information in any form.").

procedural, such a decision is in the context of the purposes of section 254 and cannot be applied generally to other Commission rules that are procedural in nature. Specifically, section 254 directs the Commission to “enhance . . . access to advanced telecommunications and information services for all public and non-profit elementary and secondary school classrooms, health care providers and libraries.”<sup>25</sup> Because applicants who are eligible for funding will now receive the opportunity for that funding where previously it was denied for minor errors, we believe granting waivers of these rules in these instances, particularly in light of the limited 15-day correction period we impose, will better ensure that universal service support is distributed first to the applicants who are determined by our rules to be most in need, and thus, further the goals of section 254. We caution, however, that even in the context of the schools and libraries program, the waivers here should not be read to mean that applicants will not be required in the future to comply fully with our procedural rules, which are vital to the efficient operation of the E-rate program. To ensure these issues are resolved expeditiously, we direct USAC to complete its review of the applications listed in the Appendices and issue an award or a denial based on a complete review and analysis no later than 60 days from release of this Order.

10. *Applications Denied for Failing to Meet the Minimum Processing Standards.* Sixty-three applicants were denied funding for failing to meet USAC’s minimum processing standards.<sup>26</sup> Some of these appeals involved clerical errors on the part of petitioners who inadvertently left portions of the FCC Form 470 or FCC Form 471 blank or made minor errors while completing the form.<sup>27</sup> Some petitioners

<sup>25</sup> See 47 U.S.C. § 254(h).

<sup>26</sup> See Appendix C. We estimate that these 63 appeals involve applications for approximately \$34 million in funding for Funding Years 1999-2005 and note that these funds have already been collected and held in reserve. Also covered in this Order is one application that does not technically involve a minimum processing error. Alexander City Schools discovered it had incorrectly requested a lesser amount of money than it needed. Even though it promptly notified USAC of its error – within nine days – USAC found that because the correction was made after the close of the filing window, USAC could not correct the amount of funding. See Request for Review by Alexander City Schools.

<sup>27</sup> Request for Review by Alexander City Schools; Request for Review by Athens City Schools; Request for Review by Bay St. Louis-Waveland School District; Request for Review of Bucksport School Department; Request for Review of Calumet City School District No. 155; Request for Review of Clovis Unified School District; Request for Review and Waiver of Colegio San Antonio; Request for Review of Colton School District #53; Request for Review of Cooperative Educational Service Agency #12; Request for Review of Creighton School District; Request for Review of Elsa Public Library; Request for Review of Emery Unified School District; Request for Review of Fairfax County Public Schools; Request for Review of Forsyth County Public Library; Request for Review of Franklin Lakes School District; Request for Review of French Camp Academy; Request for Review of Henderson County Public Library; Request for Review of Hood River County School District; Request for Review of Incarnation School; Request for Review of Jackson District Library; Request for Review of Lawrence County School District; Request for Review of Leary Independent School District; Request for Review of Mabton School District 120; Request for Review of Marshfield Public Schools; Request for Review of Maumee City School District; Request for Review of McKittrick School District; Request for Review of Memphis City Schools; Request for Review of Mililani-Mauka Elementary School; Request for Review of Northampton Public Schools; Request for Waiver of Radford City Schools; Request for Review of Rangeley Public Library; Request for Review of Richards Independent Schools; Request for Review of Richford High School; Request for Review of Santa Cruz Catholic School; Request for Review of Sevier County Library; Request for Review of St. Joseph the Carpenter Schools; Request for Review of St. Lawrence Catholic School; Request for Review of St. Mary’s Academy; Request for Review of Suffolk Cooperative Library System; Request for Review of Sweetser; Request for Review of Teton County Library; Request for Review and Waiver of Toledo Academy of Learning; Request for Review of Unger Memorial Library; Request for Review of Upper Adams School District; Request for Review of Vidalia City School District; Request for Review of Volusia County Schools; Request for Review of West Genesee Central School District; Petition for Reconsideration of City of Newport News; Application for Review of Des Moines Public Schools; Petition for Reconsideration of King and Queen County Public Schools.



experienced technical problems, either with their own equipment or while interfacing with USAC's electronic filing mechanism, and failed to properly file electronically.<sup>28</sup> Other petitioners used outdated USAC forms.<sup>29</sup> Some other petitioners claim that the rules and instructions for filing an FCC Form 470 or FCC Form 471 are vague and unclear and that the resulting misunderstandings led to minor mistakes on their applications.<sup>30</sup> Finally, others maintain that they did not violate the minimum processing standards at all.<sup>31</sup>

11. Based on the facts and circumstances of these specific cases, we find that good cause exists to waive the minimum processing standards established by USAC. Minimum processing standards are necessary to ensure the efficient review of the thousands of applications requesting funding that USAC receives. In these circumstances, applicants committed minor errors in filling out their application forms. For example, among other problems, applicants inadvertently forgot to fill in a box, had computer problems, used an outdated form that requests primarily the same information as the current one, or misread the instructions. We do not believe that such minor mistakes warrant the complete rejection of each of these applicants' E-rate applications, especially given the requirements of the program and the thousands of applications filed each year.<sup>32</sup> Importantly, applicants' errors could not have resulted in an advantage for them in the processing of their application. That is, the applicants' mistakes, if not caught by USAC, could not have resulted in the applicant receiving more funding than it was entitled to. In addition, at this time, there is no evidence of waste, fraud or abuse, misuse of funds, or a failure to adhere to core program requirements. Furthermore, we find that the denial of funding requests inflicts undue hardship on the applicants. In these cases, we find that the applicants have demonstrated that rigid compliance with the application procedures does not further the purposes of section 254(h) or serve the public interest.<sup>33</sup> We therefore grant these appeals and remand them to USAC for further processing consistent with this Order.

12. *Applications Denied for Filing Outside the FCC Form 471 Filing Window.* We also have before us for consideration 103 appeals of USAC decisions that denied funding for applications that were filed outside of the FCC Form 471 filing window.<sup>34</sup> Some petitioners maintain that they submitted the

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<sup>28</sup> Request for Review of Burnt Hills-Ballston Lake Central School District; Request for Review of West Sioux Community School District.

<sup>29</sup> Request for Review by Perrysburg Exempt Village School; Request for Review by Lawrence County School District; Request for Review by Maumee City School District; Request for Review of Maine School Administrative District No. 36; Request for Review of Moencopi Day School.

<sup>30</sup> Request for Review of City of Boston; Request for Review of Department of Neighborhood Development; Request for Review of Tennessee School Boards Association; Application for Review of Paramus School District.

<sup>31</sup> Request for Review of Biblioteca Electronica de Rio Hondo; Request for Review of Sarah A. Reed Children's Center; Request for Review of South Winneshiek Community School District.

<sup>32</sup> The initial application is 14 pages long. See USAC website, Schools and Libraries Universal Service

Description of Services Requested and Certification Form 470, available at <http://www.universalservice.org/res/documents/sl/pdf/470.pdf>.

<sup>33</sup> See 47 U.S.C. § 254(h).

<sup>34</sup> See Appendix B. We estimate that these 103 appeals involve applications for approximately \$30 million in funding for Funding Years 1999-2005, and note that these funds have already been collected and held in reserve. In the case of Fairfax School District R3, Minnesota Transition School, Minnewaska Area Schools, Our Lady of The Lake School, and St. Francis of Assisi School, the applicants had not yet submitted their completed FCC Forms 471 before filing their requests for review with the Commission but anticipated that their forms would be filed outside the FCC Form 471 filing window. See Request for Review of Fairfax School District R3; Request for Waiver of

relevant information on time.<sup>35</sup> Given that it is difficult to determine in these cases whether the error was the fault of the applicant, USAC or a third party, we give the applicants the benefit of the doubt. We find that a slight delay in USAC's receipt of the applications in each of these cases does not warrant the complete rejection of each of these applicants' E-rate applications. Therefore, we find that good cause exists to waive section 54.507 of the rules for these applications.<sup>36</sup>

13. The rest of the petitioners assert a waiver is appropriate for one of two reasons: either someone on the applicants' staff made a mistake or had a family emergency that prevented them from filing on time or the delay in the filing or receipt of the application was due to circumstances out of the applicants' control. Specifically, in the first group, some of these appeals involve applicants whose staff members inadvertently failed to file the application forms in a timely manner.<sup>37</sup> Another group of petitioners state that they were unable to comply with the filing deadline due to staff illness or relatives of staff members who were ill.<sup>38</sup> Other petitioners claim that the rules and instructions for filing an FCC

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Minnesota Transition School; Request for Waiver of Minnewaska Area Schools; Request for Waiver of Our Lady of The Lake School; Request for Waiver of St. Francis of Assisi School.

<sup>35</sup> Request for Review of Centerville School District 60-1; Request for Appeal of Colonial Intermediate Unit 20; Request for Review of Derby Public Schools; Request for Review of Ferndale Area School District; Request for Review of Kent City Schools; Request for Review of Mel Blount Youth Home; Request for Review of North Panola School District; Request for Review of Oglala Lakota Technology Consortium; Request for Review and Waiver of Perrysburg Exempt Village School District.

<sup>36</sup> See 47 C.F.R. § 54.507(c).

<sup>37</sup> Request for Waiver of Assabet Valley Regional Vocational School District; Request for Review of Barnwell County School District 45; Request for Review of Bath County School District; Request Waiver of Beavertown Community Library; Request for Review of Brown County School Corporation; Request for Review of Caruthers Unified School District; Request for Review of Central Catholic High School; Application for Review of Chawanakee Joint Elementary School District; Request for Review of Clearwater Memorial Library; Request for Waiver of Clinton County Board of Education; Request for Review of Coahoma County Public Schools; Requests for Review of Consorcio de Escuelas y Bibliotecas; Request for Review and Waiver of CPC Behavioral Healthcare; Request for Review of Delta County School District; Request for Review of Fairfax School District R3; Request for Review of Germantown School District; Request for Waiver of Hawaii State Public Library; Petitioner for Reconsideration of High Bridge Board of Education; Request for Waiver of Holmes District School Board; Request for Review of Hubbard Independent School District; Request for Waiver of Indian Oasis Baboquivari District 40; Request for Waiver of Island Trees Public Library; Request for Waiver of Jefferson School District; Request for Review of Los Alamitos Unified School District; Request for Review of Madera Unified School District; Request for Review of Malone Independent School District; Request for Waiver of McClure Community Library; Request for Waiver of Middleburg Community Library; Request for Waiver of Minnesota Transition School; Request for Waiver of Minnewaska Area Schools; Request for Review of Montfort & Allie B. Jones Memorial Library; Request for Waiver of Mount Ayr Community School District; Request for Waiver of Mount Saint John School; Request for Waiver of Mt. Carroll Township Public Library; Request for Review of Our Lady of Refuge; Request for Waiver of Pinon Dormitory; Request for Waiver of Queen of Apostles Catholic School; Request for Waiver of Richmond Public Library; Request for Review of Rylander Memorial School; Request for Waiver of Selinsgrove Community Library; Petitioner for Reconsideration of Siskiyou County Library; Request for Review of Southeast Delco School District; Request for Review of Southeastern Libraries Cooperating; Request for Review of St. Clement's Regional Catholic School; Request for Review of St. Elizabeth Interparochial School; Request for Waiver of St. Francis of Assisi School; Request for Waiver of SuperNet Consortium; Request for Waiver of Tiverton School Department; Request for Waiver Wabash Valley Educational Center; Request for Review of Wallington Public Schools; Request for Waiver of Walnut Community School District; Request for Waiver of Washington Local School District; Request for Waiver of Westside Holistic Family Services; Request for Review of Whitfield County School District; Request for Waiver of Wilkinson County School District; Request for Review of Wilson Memorial Library.

<sup>38</sup> Request for Waiver of Augusta County Library; Request for Review of Bonnie Brae Educational Center School; Request for Review of Garvey School District; Request for Waiver of Gaston County School District; Request for

Form 471 are vague and unclear and that the resulting misunderstandings led to forms being filed after the filing window.<sup>39</sup>

14. Based on the facts and circumstances of these specific cases, we find that good cause exists to waive the deadline for filing the FCC Form 471 found in section 54.507 of the Commission's rules.<sup>40</sup> Under Bureau precedent deadlines have been strictly enforced for the E-rate program,<sup>41</sup> including those pertaining to the FCC Form 471. We nevertheless find that good cause exists to waive the deadline in these cases. Generally, these applicants claim that staff mistakes or confusion resulted in the late filing of their FCC Form 471s. We note that the primary jobs of most of the people filling out these forms include school administrators, technology coordinators and teachers, as opposed to positions dedicated to pursuing federal grants, especially in small school districts. Even when a school official has learned how to correctly navigate the application process, unexpected illnesses or other family emergencies can result in the only official who knows the process being unavailable to complete the application on time. Given that the violation at issue is procedural, not substantive, we find that the complete rejection of each of these applications is not warranted. Notably, at this time, there is no evidence of waste, fraud or abuse, misuse of funds, or a failure to adhere to core program requirements. Furthermore, we find that denial of funding in these cases would inflict undue hardship on the applicants. In these cases, the applicants have demonstrated that rigid compliance with USAC's application procedures does not further the purposes of section 254(h) or serve the public interest.<sup>42</sup> We therefore grant these appeals and remand them to USAC for further processing consistent with this Order.

15. The second group of petitioners failed to file an FCC Form 471 in a timely manner due to circumstances beyond their control, such as school reorganizations or inclement weather.<sup>43</sup> Some petitioners state that technical problems, either with their own equipment or while interfacing with USAC's electronic filing mechanism, prevented the FCC Form 471s from being timely filed.<sup>44</sup> Other

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Waiver Millennium Community School; Request for Waiver of Northwest Institute for Contemporary Learning, Inc.; Request for Waiver of St. Mary's School; Petition for Reconsideration of Neches Independent School District; Request for Waiver of Unadilla Community School.

<sup>39</sup> Request for Waiver of Blackwell Public Schools; Request for Waiver of Brooklyn Jesuit Prep; Request for Review of Cecil County Public Schools; Request for Review of Colleton County School District; Request for Review of Jefferson City School District; Request for Review of Laporte School District 306; Request for Waiver of Nativity Mission School; Request for Review of Pierce City School District R6; Request for Waiver of St. Ignatius Academy.

<sup>40</sup> See 47 C.F.R. § 54.507(c).

<sup>41</sup> See, e.g., *Request for Review by Information Technology Department State of North Dakota, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc.*, File No. SLD-245592, CC Docket Nos. 96-45 and 97-21, Order, 17 FCC Rcd 7383, 7389, para. 13 (Wireline Comp. Bur. 2002) (*North Dakota Order*); *Request for Review by Wilmington Public Schools, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc.*, File No. SLD-254818, CC Docket Nos. 96-45 and 97-21, Order, 17 FCC Rcd 12069, 12071, paras. 7-8 (Wireline Comp. Bur. 2002) (*Wilmington Public Schools Order*); *Request for Review by South Barber Unified School District, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc.*, File No. SLD-158897, CC Docket Nos. 96-45 and 97-21, Order, 16 FCC Rcd 18435, 18437-38, para. 7 (Com. Car. Bur. 2001) (*South Barber Order*).

<sup>42</sup> See 47 U.S.C. § 254(h).

<sup>43</sup> Request for Waiver of Design and Engineering Services; Request for Waiver of Nelson County Public Schools; Request for Waiver of Our Lady of the Lake School.

<sup>44</sup> Request for Waiver of A.C.E. Charter High School; Request for Review of American School for the Deaf; Request for Waiver of Associated Marine Institutes, Inc.; Request for Review of Clinton Public Schools; Request

petitioners claim that they attempted to mail their FCC Form 471s on time but that problems with a third-party carrier prevented the application from arriving in a timely manner.<sup>45</sup>

16. Based on the facts and circumstances of these specific cases, we find that good cause exists to waive the deadline for filing the FCC Form 471 found in section 54.507(c) of the Commission's rules.<sup>46</sup> Under Bureau precedent, deadlines have been strictly enforced for the E-rate program,<sup>47</sup> including those pertaining to the FCC Form 471. We nevertheless find that good cause exists to waive the deadline in these cases. Generally, these applicants claim that problems with third parties or circumstances outside their control resulted in the late filing of their FCC Form 471s. We find that, given that the violation at issue is procedural, not substantive, a complete rejection of each of these applications is not warranted, especially given that the error in these cases is not the fault of the applicants. Notably, at this time, there is no evidence of waste, fraud or abuse, misuse of funds or a failure to adhere to core program requirements. Furthermore, we find that denial of funding in these cases would inflict undue hardship on the applicants. In these cases, the applicants have demonstrated that rigid compliance with USAC's application procedures does not further the purposes of section 254(h) or serve the public interest.<sup>48</sup> We therefore grant these appeals and remand them to USAC for further processing consistent with this Order.

17. *Applications Denied for Failing to Certify FCC Form 470.* We also have before us for consideration 29 appeals of USAC decisions that denied funding for applications because their FCC Forms 470 were not certified or not certified before the close of the filing window.<sup>49</sup> Some of these appeals involve applicants whose staff members inadvertently failed to file the certification before the filing window closed.<sup>50</sup> Some petitioners state that technical problems, either with their own equipment or while interfacing with USAC's electronic filing mechanism, prevented the FCC Forms 470 from being certified.<sup>51</sup> Other petitioners claim that they attempted to mail their FCC Form 470s certifications but that

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for Waiver of Howard County School District; Requests for Waiver of Jemez Mountain School District; Request for Waiver of Leggett Valley Unified School District; Request for Review of Maine School Administrative District #36; Request for Review of Meriwether County School System; Request for Review of North East Independent School District; Request for Review of Saint John Grammar School; Request for Review of Trinity Christian School; Request for Review of Watson School District #56.

<sup>45</sup> Request for Waiver of Las Vegas City Schools; Request for Review of Loogootee Community School Corporation.

<sup>46</sup> See 47 C.F.R. § 54.507(c).

<sup>47</sup> See, e.g., *North Dakota Order*, 17 FCC Rcd at 7389, para. 13; *Wilmington Public Schools Order*, 17 FCC Rcd at 12071, paras. 7-8; *South Barber Order*, 16 FCC Rcd at 18437-38, para. 7.

<sup>48</sup> See 47 U.S.C. § 254(h).

<sup>49</sup> We estimate that these 29 appeals involve applications for approximately \$4 million in funding for Funding Years 1999-2005, and note that these funds have already been collected and held in reserve.

<sup>50</sup> Request for Waiver of Bishop Perry Middle School; Request for Review of Canby School District 891; Request for Review of Candler County Board of Education; Request for Review of Cassopolis Public School; Request for Review of Construction Careers Center; Request for Review of Dunmore School District; Request for Review of Fluvanna County School District; Request for Review of Interstate 35 Community School District; Request for Review of Lydia Bruun Woods Memorial Library; Request for Review of Mabton School District 120; Request for Review of New York State Office of Children & Family Services; Request for Review of Proctor Public Schools; Request for Review of Weld County School District Six.

<sup>51</sup> Request for Review of Fort Atkinson School District; Request for Waiver of Northwestern Local School District; Request for Review of Tewksbury Public Schools; Request for Review of Unified School District 443 Information Technologies Services; Request for Review of Weld County School District Re-3(J).

the FCC Form 470 was either lost by a third-party carrier or USAC.<sup>52</sup> Still other petitioners maintain that they complied with program rules.<sup>53</sup>

18. Based on the facts and circumstances of these specific cases, we find that good cause exists to waive the requirement that the certification be filed with FCC Form 470 for these applicants. Our rules require that applicants certify that certain eligibility and program requirements are met.<sup>54</sup> Specifically, the certifications include attestations that applicants have a current technology plan, if applicable; that they will conduct the competitive bidding process in accordance with Commission rules; that the applicant is an eligible school or library or consortium; that the funding will be used for educational purposes; that the applicant has not received anything of value from the service provider, other than the requested services, in connection with the request for services; that applicants have the necessary resources to use the services purchased effectively; that the signatory has the authority to submit the request on behalf of the applicant; that the applicant has complied with applicable federal, state and local procurement laws and that violations of the rules may result in suspension or debarment from the program.<sup>55</sup> These certifications on the FCC Form 470 are important to maintain the integrity of the E-rate program and are necessary to ensure that only eligible entities receive support under the program.

19. We find, however, that a missing certification does not constitute a substantive violation, but a procedural one. We emphasize that these applicants still must file the certifications, even though they are late, for their applications to be processed by USAC. The question here is one of timing. USAC denied these applications not because the applicants refused to sign the certification, but because it was not received by USAC by the filing deadline, which meant that the applications were incomplete. Many of the applicants thought they had complied with the requirements, but due to computer error or other third-party errors, the certifications did not reach USAC.

20. While the Bureau has enforced existing filing deadlines for the E-rate program,<sup>56</sup> we find that good cause exists to waive the procedural deadline in these cases. We find that given that the violation at issue is procedural, not substantive, we find that a complete rejection of each of these applications is not warranted, especially given that the error in these cases is not the fault of the applicants. Notably, at this time, there is no evidence of waste, fraud or abuse, misuse of funds or a failure to adhere to core program requirements revealed by the record in these matters. Furthermore, we find that denial of funding in these cases would inflict undue hardship on the applicants. In these cases, the applicants have demonstrated that rigid compliance with USAC's application procedures does not further the purposes of section 254(h) or serve the public interest.<sup>57</sup> We therefore grant these appeals and remand them to USAC for further processing consistent with this Order.

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<sup>52</sup> Request for Review of Cook County School District 130; Request for Waiver of Creighton Community Public Schools; Request for Review of Gladwin County Library; Request for Review of Tamaroa Public School District #5; Request for Review of Welch Independent School District 17; Request for Review of Yeshiva Ktana of Passaic.

<sup>53</sup> Request for Review of Goose Creek Consolidated Independent School District; Request for Review of Morley-Stanwood Community School District; Request for Review of Sibley East Independent School District #2310; Request for Review of Temple Terrace Public Library.

<sup>54</sup> 47 C.F.R. § 54.504(b).

<sup>55</sup> *Id.*

<sup>56</sup> See, e.g., *North Dakota Order*, 17 FCC Rcd at 7389, para. 13; *Wilmington Public Schools Order*, 17 FCC Rcd at 12071, paras. 7-8; *South Barber Order*, 16 FCC Rcd at 18437-38, para. 7.

<sup>57</sup> See 47 U.S.C. § 254(h).

21. *North Dakota Petition for Reconsideration.* As part of this decision, we also grant a Petition for Reconsideration of an Order filed by the Information Technology Department of the State of North Dakota.<sup>58</sup> North Dakota mailed its FCC Form 471 certification after the deadline, but asserts that it did not understand when it needed to mail the certification after filing the application electronically.<sup>59</sup> In *North Dakota*, the Commission rejected North Dakota's arguments that a waiver of its filing requirements was warranted because of, *inter alia*, the complex nature of the application process and the detrimental effect the denial would have on the public schools and libraries in North Dakota.<sup>60</sup> The Commission stated that "the size and complexity of the application" did not establish good cause to waive the Commission's rules, and reiterated that all applicants are subject to the same filing rules, which are necessary for the program to be administered in an efficient and equitable basis.<sup>61</sup>

22. On reconsideration, we find that good cause exists to waive the deadline for filing the FCC Form 471. We now believe that, consistent with our reasoning above, a procedural violation should not have resulted in the rejection in North Dakota's entire application. Contrary to our earlier ruling, we note that our waiver standard allows us to consider hardship when analyzing whether particular facts meet the standard. We find here that denial of funding in this case would inflict undue hardship on the applicant. Notably, at this time, there is no evidence of waste, fraud or abuse, misuse of funds or a failure to adhere to core program requirements. Furthermore, we find that in this case, the applicant has demonstrated that rigid compliance with USAC's application procedures does not further the purposes of section 254(h) or serve the public interest.<sup>62</sup> For these reasons, we find that a waiver of our filing requirements is warranted, and we grant the Petition for Reconsideration filed by the Information Technology Department of the State of North Dakota.

23. *Additional Processing Directives for USAC.* As of the effective date of this Order, we require USAC to provide all E-rate applicants with an opportunity to cure ministerial and clerical errors on their FCC Form 470 or FCC Form 471, and an additional opportunity to file the required certifications. Specifically, USAC shall inform applicants promptly in writing of any and all ministerial or clerical errors that are detected in their applications, along with a clear and specific explanation of how the applicant can remedy those errors. USAC shall also inform applications promptly in writing of any missing or incomplete certifications. Applicants shall have 15 calendar days from the date of receipt of notice in writing by USAC to amend or refile their FCC Form 470, FCC Form 471 or associated certifications.<sup>63</sup> USAC shall apply this directive to all pending applications and appeals even if such applications or appeals are no longer within the filing window. The 15-day period is limited enough to ensure that funding decisions are not unreasonably delayed for E-rate applicants and should be sufficient time to

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<sup>58</sup> *Application for Review of a Decision by the Wireline Competition Bureau, Information Technology Department State of North Dakota, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc.*, File No. SLD-245592, CC Dockets No. 96-45 and 97-21, Order, 18 FCC Rcd 21521 (2003).

<sup>59</sup> *Id.*

<sup>60</sup> *Id.*

<sup>61</sup> *Id.*, 18 FCC Rcd at 21525-27, paras. 12, 17-18.

<sup>62</sup> See 47 U.S.C. § 254(h).

<sup>63</sup> Applicants will be presumed to have received notice five days after such notice is postmarked by USAC. USAC, however, shall continue to work beyond the 15 days with applicants attempting in good faith to amend their applications. This 15-day opportunity to refile or amend applications exists only where applicants have attempted to file their FCC Form 470 and FCC Form 471 within the filing window. If applicants miss the filing window entirely, they would need to file a request for waiver of the deadline with the Commission.

correct truly unintentional ministerial and clerical errors.<sup>64</sup> The opportunity for applicants to amend their filings to cure minor errors will also improve the efficiency and effectiveness of the Fund. Because applicants who are eligible for funding will now receive funding where previously it was denied for minor errors, we will ensure that funding is distributed first to the applicants who are determined by our rules to be most in need of funding. As a result, universal service support will be received by schools in which it will have the greatest impact for the most students. Furthermore, the opportunity to amend the application will improve the efficiency of the schools and libraries program. If USAC helps applicants file correct and complete applications initially, USAC should be able to reduce the money it spends on administering the fund because fewer appeals will be filed protesting the denial of funding for these types of issues. Therefore, we believe this additional opportunity to cure inadvertent administrative, ministerial, and clerical errors on applications will improve the administration of fund.

24. To complement this effort, USAC shall also develop a more targeted outreach program and educational efforts to inform and enlighten applicants on the various application requirements, including the application and certification deadlines, in an attempt to reduce these types of errors. We expect that the additional outreach and educational efforts will better assist E-rate applicants in meeting the program's requirements. Similarly, USAC shall develop a targeted outreach program designed to identify schools and libraries that have timely posted an FCC Form 470 on USAC's website but have failed to file the associated FCC Form 470 certification. USAC should also notify applicants that have filed an FCC Form 470, but have failed to file an FCC Form 471 or its certification by the close of the filing window. We believe such an outreach program will increase awareness of the filing rules and procedures and will assist applicants in filing complete and correct application. As we noted above, we believe that these changes will improve the overall efficacy of the program.

25. In addition, we note that, in the *Comprehensive Review NPRM*, we started a proceeding to address the concerns raised herein by, among other things, improving the application and disbursement process for the schools and libraries support mechanism.<sup>65</sup> Although we expect that the additional direction we have provided in this Order will help ensure that eligible schools and libraries can more effectively navigate the application procedures, this action does not obviate the need to take steps to reform and improve the program based on the record in the *Comprehensive Review* proceeding.

26. We emphasize the limited nature of this decision. As stated above, we recognize that filing deadlines and minimum processing standards are necessary for the efficient administration of the E-rate program. Although we grant the 196 subject appeals before us, our action here does not eliminate the minimum processing standards, or the deadlines for filing the FCC Form 470 and FCC Form 471, or certifications to the FCC Form 470 or 471. We continue to require E-rate applicants to submit complete and accurate information to USAC as part of the application review process. The direction we provide USAC will not lessen or preclude any application review procedures of USAC. All existing E-rate program rules and requirements will continue to apply, including USAC's minimum processing standards, the existing forms and documentation with the associated certifications, USAC's Program Integrity Assurance review procedures, and other processes designed to ensure applicants meet the applicable program requirements.

27. Finally, we are committed to guarding against waste, fraud, and abuse, and ensuring that funds disbursed through the E-rate program are used for appropriate purposes. Although we grant the appeals addressed here, we reserve the right to conduct audits and investigations to determine compliance

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<sup>64</sup> We note that applicants will retain the ability to appeal decisions denying funding requests on the grounds discussed herein.

<sup>65</sup> *Comprehensive Review NPRM*.

with the E-rate program rules and requirements. Because audits and investigations may provide information showing that a beneficiary or service provider failed to comply with the statute or Commission rules, such proceedings can reveal instances in which universal service funds were improperly disbursed or in a manner inconsistent with the statute or the Commission's rules. To the extent we find that funds were not used properly, we will require USAC to recover such funds through its normal processes. We emphasize that we retain the discretion to evaluate the uses of monies disbursed through the E-rate program and to determine on a case-by-case basis that waste, fraud, or abuse of program funds occurred and that recovery is warranted. We remain committed to ensuring the integrity of the program and will continue to aggressively pursue instances of waste, fraud, or abuse under our own procedures and in cooperation with law enforcement agencies.

#### **IV. ORDERING CLAUSES**

28. ACCORDINGLY, IT IS ORDERED that, pursuant to the authority contained in sections 1-4 and 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154 and 254, and sections 1.3, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 1.3 and 54.722(a), that the Requests for Review and Requests for Waiver of 47 C.F.R. §§ 54.507(c) and 54.504(b) filed by the petitioners as listed in Appendices A-C ARE GRANTED.

29. IT IS FURTHER ORDERED that, pursuant to the authority contained in sections 1-4 and 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154 and 254, and sections 1.3, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 1.3 and 54.722(a), that the Requests for Review and/or Requests for Waiver filed by the petitioners as listed in Appendices A-C ARE REMANDED to USAC for further consideration in accordance with the terms of this Order.

30. IT IS FURTHER ORDERED that, pursuant to the authority contained in sections 1-4 and 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154 and 254, and sections 1.3, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 1.3 and 54.722(a), that the Petition for Reconsideration filed by the Information Technology Department of the State of North Dakota IS GRANTED and IS REMANDED to USAC for further consideration in accordance with the terms of this Order.

31. IT IS FURTHER ORDERED that, pursuant to the authority contained in sections 1-4 and 254 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151-154 and 254, USAC SHALL COMPLETE its review of each remanded application listed in the Appendices and issue an award or a denial based on a complete review and analysis no later than 60 days from release of this Order.

32. IT IS FURTHER ORDERED that this Order SHALL BE EFFECTIVE upon release.

FEDERAL COMMUNICATIONS COMMISSION

Marlene H. Dortch  
Secretary



TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTES 10 & 11 - Twin Ridges Resp - 5-11-06

1

**TWIN RIDGES ELEMENTARY SCHOOL DISTRICT**  
**P.O. BOX 529**  
**NORTH SAN JUAN, CA 95960**

**FROM: VITSKAIA FERNANDES, District Attendance Supervisor**  
**530-292-4287 Ext. 37**  
**FAX 530-292-3879**  
**Email: vfernandes@tresd.K12.ca.us**

\*\*\*\*\*

**FAX TRANSMISSION COVER SHEET**

**DATE:** 5-11-06 **NUMBER OF PAGES** 32  
**TO:** Rafael Borges **FAX #** 973-599-6578  
Initial Reviewer

In reply to your letter of 5-10-06.  
[Partially sent by email also -  
this fax is complete.]

Application No. 504544

Funding Year 2006, Form 471

Vitkaia Fernandes



PO Box 529  
North San Juan, CA 95960

(530) 292-4287  
Fax (530) 292-3879

May 10, 2006

Rafael Bongco, Initial Reviewer  
Schools and Libraries Division  
Program Integrity Assurance

VIA FAX: 973-599-6578 and email: [rbongco@sl.universalservice.org](mailto:rbongco@sl.universalservice.org)

Application Number 504544

Dear Mr. Bongco,

In answer to your letter dated May 10, 2006, see below:

1. TWIN RIDGES ELEM SCHOOL DISTRICT FCC Registration Number (FRN) is 0014136097.
2. SIERRA MONTESSORI CHARTER ACADEMY is eligible to receive discounted services as it has received County-District-School (CDS) Code 0108316 for a new school from the California Department of Education as per the attached letter dated March 18, 2005.
3. The discount percentage of 50% for Sierra Montessori Charter Academy was determined by survey (as in 3b of your letter). Attached, please find a letter signed by the Superintendent of Twin Ridges School District as you requested.
4. and 5. Attached is a summary sheet as documentation for FRN 1418596 and 1418614.  
[For FRN 1418596, Pages 1-8 showing specific schools served, totaling \$756/mo, are attached by fax only, not sent by email.]
6. Documentation for FRN 1422691 is being sent by fax only and shows Verizon phone numbers and billings. I estimate that we will add 2 additional cell phones for the coming year at \$199 each, totaling \$400 as Non-Recurring charges (this is a low estimate). [Also, I failed to include an additional monthly charge of approximately \$100 per month for Eligible recurring charges on these two additional cell phones.]
7. See attached summary sheet for FRN 1467376.

Page 2  
May 10, 2006  
Mr. Rafael Bongco  
Schools and Libraries Division

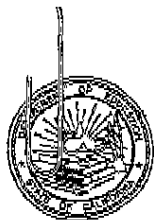
8. through 11. I do not understand the dates requested, so I am faxing our contracts with SBC (Letter of Agency and Slamming Protection Form) which were signed April, 2005 and are still in effect.

Please let me know if you need further information.

Very truly yours,

A handwritten signature in black ink that reads "Vitskaia Fernandes". The signature is written in a cursive, flowing style.

Vitskaia Fernandes  
Attendance and Utilities Supervisor



CALIFORNIA  
DEPARTMENT OF  
EDUCATION

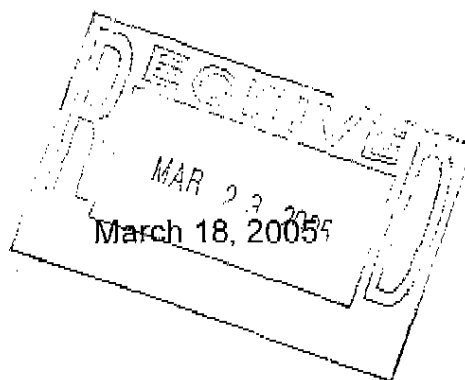
1430 N STREET  
SACRAMENTO, CA  
95814-5901

4

**JACK O'CONNELL**

State Superintendent of  
Public Instruction

PHONE: (916) 319-0800



Stanton Miller, Superintendent  
Twin Ridges Elementary School District  
PO Box 529  
North San Juan, CA 95960-0529

Dear Superintendent Miller:

We have completed our review and have approved your request for a County-District-School (CDS) code for a new school in your district. Please use the following CDS code in all correspondence and reports about this school and inform our office promptly of any changes affecting it's listing in the California Public School Directory; in any required report(s) prepared by your district, or any change that affects that status of this new school. The following information has been added to the Department of Education's (CDE's) CDS Database.

	<b>County</b>	<b>District</b>	<b>School</b>
<b>CDS Code:</b>	<b>29</b>	<b>66415</b>	<b>0108316</b>
<b>School Name:</b>	Sierra Montessori		
<b>Street Address:</b>	18847 Oak Tree Rd., Nevada City, CA 95959		
<b>Mailing Address:</b>	PO Box 529, North San Juan, CA 95960		
<b>Website:</b>	<a href="http://www.tresd.k12.ca.us">www.tresd.k12.ca.us</a>		
<b>Phone/Fax:</b>	(530) 878-4414 /		
<b>Administrator Name/Title</b>	Mr. Jason Marsh, Principal		
<b>Administrators E-mail:</b>	N/A		
<b>Type of School:</b>	Elementary Charter #685		
<b>Grade Span:</b>	K - 8		
<b>Estimated Enrollment:</b>	180		
<b>Start Date:</b>	September 6, 2005		
<b>Status:</b>	<b>Pending</b>		

This school has been given a "**Pending**" status in the CDS database. Please use the California School Directory Web site at <http://www.cde.ca.gov/re/sd/> to verify the above information. If you find any errors in the school information shown, please notify us immediately via e-mail at [CDSAdmin@cde.ca.gov](mailto:CDSAdmin@cde.ca.gov) or return the enclosed database change request form via Fax at (916) 327-0195 so we may correct it immediately.

*Two weeks prior* to the actual opening of this new school you need to notify the CDE of the *confirmed* opening date. You may notify the CDE of this date by sending an email to



PO Box 529  
North San Juan, CA 95960

(530) 292-4221  
Fax (530) 292-3692

May 10, 2006

Rafael Bongco, Initial Reviewer  
Schools and Libraries Division  
Program Integrity Assurance

VIA FAX: 973-599-6578

And email: [rbongco@sl.universalservice.org](mailto:rbongco@sl.universalservice.org)

eRATE Application Number 504544


Dear Mr. Bongco,

This letter is in verification that the discount percentage of 50% for Sierra Montessori Charter was determined by survey.


- 1) The total number of students enrolled were 117.
- 2) The total number of surveys sent out were 117.
- 3) The number of surveys returned were 50.
- 4) The total number of students qualified for NSLP per the returned surveys were 4.
- 5) The surveys and results are kept on file.
- 6) A sample copy of a filled out survey is attached.

CERTIFICATION: I certify that only those students who meet the Income Eligibility Guidelines of the National School Lunch Program have been included in Column 5 of Item 9a, of Block 4 of the Form 471.

  
Stanton Miller, Superintendent

  
Date 5/10/2006

Very truly yours,

  
Stanton Miller  
Superintendent

**PACIFIC BELL TELEPHONE COMPANY**

**Summary of Pages 1-8 attached, broken down by school**

Twin Ridges payphone	530-295-9930	52
Forest	530-265-4823, 32, 4972, 5037, 6219, 6894, 0487	200
Forest - Truckee, Tahoe, 8th	530-550-7205, 06 - 581-1036, 478-1348, 470-0235	160
Golden Valley	916-962-3104, 05, 06, 07	200
Home Study - Beale, Searles	530-788-9964, 477-1718	70
Home Study - Toll Free	913-000-700, 338-902-1000, 888-896-4663	10
Nevada School of Arts	530-273-1224, 47, 95 - 273-7736, 1499, 1378, 272-5619	150
Maria Montessori - Meyers	916-624-0273, 4972	30
Sierra Montessori	530-468-0905, 1353 - 268-3314, 2561, 9990, 0613, 1425	303

Per Month	Per Year	TOTAL
1931	23172	
	3000	26172

NON-RECURRING - new attendance system

Explanation of NON-Recurring: We are implementing a new attendance software system, called eSchoolPLUS.

- It is accessed at the school site through internet, which will require higher phone charges for some of our schools and faster internet access for others. Local and Long Distance service with increase as will necessity for additional Dial-Up Internet Access.

**PACIFIC BELL INTERNET ACCESS**

Forest	DSL	530-265-4823 etc.	67
SMA	Internet	530-268-3314	75
	Internet	530-268-9990	77
	Internet	530-268-1425	37
River Oaks	DSL	707-472-0243	14
Village	DSL	707-575-9824	14
Grizzly Hill	PBX Trunk	530-265-9052, 53, 95, 96	45
Grizzly Hill	DSL	065-061-3397	291

620	7440
400	4800
	2000

PLUS additional monthly for accessing new attendance system

NON-RECURRING - new attendance system

(See above for explanation of new attendance system)

14240

SBC/Pacific Bell  
SPIN 143002665

Pages 1-8 showing amounts served  
TOTAL: \$756/mo

Twin Ridges SD  
All Voice Services

Disclaimer: This is not an  
official document. Customer is  
responsible for validating  
their SBC bills

Bill Name	Bill Number	Working Number	USOC	Address	Monthly	Description of Service
TWIN RIDGES SCHL DIST	530-265-2880 657	000-530-2652 794	1MB	15384 PUBLIC RD	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST	<i>Washington School</i>	000-530-2652 794	9PZLM	15384 PUBLIC RD	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2652 794	9ZEU4	15384 PUBLIC RD	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2652 794	NSR	15384 PUBLIC RD	\$0.00	Number Portability Svc Charge
TWIN RIDGES SCHL DIST		000-530-2652 880	1MB	15384 PUBLIC RD	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2652 880	9PZLM	15384 PUBLIC RD	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2652 880	9ZEU4	15384 PUBLIC RD	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2652 880	CLT	15384 PUBLIC RD	\$1.66	Addl White Page Lstg(s): Bus
TWIN RIDGES SCHL DIST		000-530-2652 880	ESM	15384 PUBLIC RD	\$3.89	Call Forwarding
TWIN RIDGES SCHL DIST		000-530-2656 588	1MB	15384 PUBLIC RD	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2656 588	9PZLM	15384 PUBLIC RD	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2656 588	9ZEU4	15384 PUBLIC RD	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST						<i>45.11</i>
TWIN RIDGES SCHL DIST	530-265-2937 592	000-530-2652 937	1MB	15065 DERBEC RD	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST	<i>Malakoff</i>	000-530-2652 937	9PZLM	15065 DERBEC RD	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2652 937	9ZEU4	15065 DERBEC RD	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2652 937	ESM	15065 DERBEC RD	\$3.89	Call Forwarding
TWIN RIDGES SCHL DIST						<i>17.63</i>
TWIN RIDGES SCHL DIST	530-265-3049 504	000-530-2653 049	1MB	16661 OLD MILL RI	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST	<i>Grizzly Hill</i>	000-530-2653 049	9PZLM	16661 OLD MILL RI	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2653 049	9ZEU4	16661 OLD MILL RI	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2655 134	1MB	16661 OLD MILL RI	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2655 134	9PZLM	16661 OLD MILL RI	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2655 134	9ZEU4	16661 OLD MILL RI	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2659 052	9PZPX	16661 OLD MILL RI	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2659 052	9ZEU4	16661 OLD MILL RI	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2659 052	CLT	16661 OLD MILL RI	\$1.66	Addl White Page Lstg(s): Bus
TWIN RIDGES SCHL DIST		000-530-2659 052	HTG	16661 OLD MILL RI	\$0.47	Hunting
TWIN RIDGES SCHL DIST						<i>32.94</i>
TWIN RIDGES SCHL DIST		000-530-2659 052	TMB	16661 OLD MILL RI	\$10.00	Assured Measured PBX Trunk
TWIN RIDGES SCHL DIST		000-530-2659 053	9PZPX	16661 OLD MILL RI	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2659 053	9ZEU4	16661 OLD MILL RI	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2659 053	TM2	16661 OLD MILL RI	\$10.00	PBX Assured Additional Trunk
TWIN RIDGES SCHL DIST		000-530-2659 095	9PZPX	16661 OLD MILL RI	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2659 095	9ZEU4	16661 OLD MILL RI	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2659 095	TM2	16661 OLD MILL RI	\$10.00	PBX Assured Additional Trunk
TWIN RIDGES SCHL DIST		000-530-2659 096	9PZPX	16661 OLD MILL RI	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2659 096	9ZEU4	16661 OLD MILL RI	\$4.38	Federal Subscriber Line Charge

*(see internet 44.97)*

*Total 9 Pages: 755.98*



SBC/Pacific Bell  
SPIN 143002665Twin Ridges SD  
All Voice ServicesDisclaimer: This is not an  
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responsible for validating  
all data against SBC bills

TWIN RIDGES SCHL DIST	530-272-8078 233	000-530-2720 203 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2720 203 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2720 203 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2720 203 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2721 091 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2721 186 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2721 186 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2721 186 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2721 186 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2721 547 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2721 547 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2721 547 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2721 547 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2721 952 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2721 952 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2721 952 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2721 952 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2722 411 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2722 411 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2722 411 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2722 411 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2722 511 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2722 511 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2722 511 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2722 511 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2722 601 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2722 601 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2722 601 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2722 601 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST		000-530-2728 078 1MB	13026 BITNEY SPR	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-530-2728 078 9PZLM	13026 BITNEY SPR	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-530-2728 078 9ZEU4	13026 BITNEY SPR	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-530-2728 078 CLT	13026 BITNEY SPR	\$1.66	Add White Page Lstg(s): Bus
TWIN RIDGES SCHL DIST		000-530-2728 078 HTG	13026 BITNEY SPR	\$0.47	Hunting
TWIN RIDGES SCHL DIST		000-530-2728 078 RPB	13026 BITNEY SPR	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST	530-292-3174 309	000-530-2923 174 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc
TWIN RIDGES SCHL DIST		000-530-2923 174 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee

*Yuba River*

8

*Twin  
Ridges  
Spec. Ed*

110.39

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TWIN RIDGES SCHL DIST	000-530-2923 174 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	SBC bills
TWIN RIDGES SCHL DIST	000-530-2923 174 NPU	18847 OAK TREE F	\$0.28	Your Listing Is Not Published	13.74
TWIN RIDGES SCHL DIST	530-292-3305 776 000-530-2921 918 1MB	18847 OAK TREE F	\$8.75	Measured Rate Business Service	
TWIN RIDGES SCHL DIST	000-530-2921 918 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2921 918 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2921 918 CL1	18847 OAK TREE F	\$0.00	900/976 Blocking	
TWIN RIDGES SCHL DIST	000-530-2923 305 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2923 305 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2923 305 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2923 305 CLT	18847 OAK TREE F	\$1.66	Addl White Page Lstg(s): Bus	
TWIN RIDGES SCHL DIST	000-530-2923 305 HTG	18847 OAK TREE F	\$0.47	Hunting	
TWIN RIDGES SCHL DIST	000-530-2923 516 1MB	18847 OAK TREE F	\$8.75	Measured Rate Business Service	
TWIN RIDGES SCHL DIST	000-530-2923 516 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2923 516 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2923 516 CL1	18847 OAK TREE F	\$0.00	900/976 Blocking	
TWIN RIDGES SCHL DIST	000-530-2923 717 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2923 717 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2923 717 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	55.43
TWIN RIDGES SCHL DIST	530-292-3692 657 000-530-2923 692 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2923 692 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2923 692 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2923 692 NPU	18847 OAK TREE F	\$0.28	Your Listing Is Not Published	
TWIN RIDGES SCHL DIST	000-530-2923 879 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2923 879 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2923 879 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	27.48
TWIN RIDGES SCHL DIST	530-292-4221 023 000-530-2920 109 1MB	18847 OAK TREE F	\$8.75	Measured Rate Business Service	
TWIN RIDGES SCHL DIST	000-530-2920 109 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2920 109 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2920 284 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2920 284 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2920 284 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2920 285 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2920 285 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2920 285 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2920 287 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2920 287 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2920 287 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	

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TWIN RIDGES SCHL DIST	000-530-2923 641 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2923 641 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2923 641 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2924 221 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2924 221 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2924 221 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2924 221 HTG	18847 OAK TREE F	\$0.47	Hunting	
TWIN RIDGES SCHL DIST	000-530-2924 224 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2924 224 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2924 224 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2924 233 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-2924 233 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2924 233 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2924 287 1MB	18847 OAK TREE F	\$8.75	Measured Rate Business Service	
TWIN RIDGES SCHL DIST	000-530-2924 287 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2924 287 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	124.13
TWIN RIDGES SCHL DIST	530-292-9163 568 000-530-2929 163 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	<i>Twin Ridges - Maint.</i> 000-530-2929 163 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2929 163 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-2929 163 ESX	18847 OAK TREE F	\$3.89	Call Waiting	17.63
TWIN RIDGES SCHL DIST	530-292-9319 569 000-530-2929 319 1ML	18847 OAK TREE F	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	<i>Twin Ridges - Kitchen</i> 000-530-2929 319 9PZLM	18847 OAK TREE F	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2929 319 9ZEU4	18847 OAK TREE F	\$4.38	Federal Subscriber Line Charge	13.74
TWIN RIDGES SCHL DIST	530-477-1235 450 000-530-2721 091 1ML	12338 MC COURT	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	<i>Bitney Springs</i> 000-530-2721 091 9PZLM	12338 MC COURT	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-2721 091 9ZEU4	12338 MC COURT	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-4771 158 1MB	12338 MC COURT	\$8.75	Measured Rate Business Service	
TWIN RIDGES SCHL DIST	000-530-4771 158 9PZLM	12338 MC COURT	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-4771 158 9ZEU4	12338 MC COURT	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-4771 235 1ML	12338 MC COURT	\$8.75	Measured Rate Business Svc	
TWIN RIDGES SCHL DIST	000-530-4771 235 9PZLM	12338 MC COURT	\$0.61	Federal Universal Service Fee	
TWIN RIDGES SCHL DIST	000-530-4771 235 9ZEU4	12338 MC COURT	\$4.38	Federal Subscriber Line Charge	
TWIN RIDGES SCHL DIST	000-530-4771 235 CLT	12338 MC COURT	\$1.66	Addl White Page Lstg(s): Bus	
TWIN RIDGES SCHL DIST	000-530-4771 235 HTG	12338 MC COURT	\$0.47	Hunting	41.69
TWIN RIDGES SCHOOL DI	530-550-8573 410 000-530-5508 573 1MB	10655 PIONEER TF	\$10.68	Measured Rate Business Service	
TWIN RIDGES SCHOOL DIST	<i>Forest - Truckee</i> 000-530-5508 573 9PZLM	10655 PIONEER TF	\$0.61	Federal Universal Service Fee	

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Twin Ridges SD  
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TWIN RIDGES SCHOOL DIST	000-530-5508 573 9ZEU4	10655 PIONEER TF	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHOOL DIST	000-530-5508 573 NPU	10655 PIONEER TF	\$0.28	Your Listing Is Not Published
TWIN RIDGES SCHOOL DIST	000-530-5508 573 RPB	10655 PIONEER TF	\$0.50	Inside Wire/Jack Repair 13.74
TWIN RIDGES SCHOOL DIST 530-550-8673 583	000-530-5508 673 1MB	10655 PIONEER TF	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHOOL DIST <i>Home study</i>	000-530-5508 673 9PZLM	10655 PIONEER TF	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHOOL DIST <i>Trucker</i>	000-530-5508 673 9ZEU4	10655 PIONEER TF	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHOOL DIST	000-530-5508 673 RPB	10655 PIONEER TF	\$0.50	Inside Wire/Jack Repair 13.74
STONEBRIDGE SCHOOL 707-252-5522 684	000-707-2519 767 1MBLS	575 3D	\$8.75	Measured Rate Business Serv
STONEBRIDGE SCHOOL	000-707-2519 767 9PZLM	575 3D	\$0.61	Federal Universal Service Fee
STONEBRIDGE SCHOOL	000-707-2519 767 9ZEU4	575 3D	\$4.38	Federal Subscriber Line Charge
STONEBRIDGE SCHOOL	000-707-2519 767 CNM	575 3D	\$7.12	Caller ID
STONEBRIDGE SCHOOL	000-707-2522 594 1MB	575 3D	\$8.75	Measured Rate Business Service
STONEBRIDGE SCHOOL	000-707-2522 594 9PZLM	575 3D	\$0.61	Federal Universal Service Fee
STONEBRIDGE SCHOOL	000-707-2522 594 9ZEU4	575 3D	\$4.38	Federal Subscriber Line Charge
STONEBRIDGE SCHOOL	000-707-2522 594 BVMHA	575 3D	\$12.50	Voice Mail Mailbox
STONEBRIDGE SCHOOL	000-707-2522 594 CNM	575 3D	\$7.12	Caller ID
STONEBRIDGE SCHOOL	000-707-2522 594 EMW	575 3D	\$0.47	Message Waiting Indicator
STONEBRIDGE SCHOOL	000-707-2522 594 EVB	575 3D	\$3.89	Busy Call Forwarding
STONEBRIDGE SCHOOL	000-707-2522 594 EVD	575 3D	\$3.99	Delayed Call Forwarding
STONEBRIDGE SCHOOL	000-707-2525 518 1MB	575 3D	\$8.75	Measured Rate Business Service
STONEBRIDGE SCHOOL	000-707-2525 518 9PZLM	575 3D	\$0.61	Federal Universal Service Fee
STONEBRIDGE SCHOOL	000-707-2525 518 9ZEU4	575 3D	\$4.38	Federal Subscriber Line Charge
STONEBRIDGE SCHOOL	000-707-2525 518 BVMHA	575 3D	\$12.50	Voice Mail Mailbox
STONEBRIDGE SCHOOL	000-707-2525 518 CNM	575 3D	\$7.12	Caller ID
STONEBRIDGE SCHOOL	000-707-2525 518 EMW	575 3D	\$0.47	Message Waiting Indicator
STONEBRIDGE SCHOOL	000-707-2525 518 EVB	575 3D	\$3.89	Busy Call Forwarding
STONEBRIDGE SCHOOL	000-707-2525 518 EVD	575 3D	\$3.99	Delayed Call Forwarding
STONEBRIDGE SCHOOL	000-707-2525 519 1MB	575 3D	\$8.75	Measured Rate Business Service
STONEBRIDGE SCHOOL	000-707-2525 519 9PZLM	575 3D	\$0.61	Federal Universal Service Fee
STONEBRIDGE SCHOOL	000-707-2525 519 9ZEU4	575 3D	\$4.38	Federal Subscriber Line Charge
STONEBRIDGE SCHOOL	000-707-2525 519 BVMHA	575 3D	\$12.50	Voice Mail Mailbox
STONEBRIDGE SCHOOL	000-707-2525 519 CNM	575 3D	\$7.12	Caller ID
STONEBRIDGE SCHOOL	000-707-2525 519 EMW	575 3D	\$0.47	Message Waiting Indicator
STONEBRIDGE SCHOOL	000-707-2525 519 EVB	575 3D	\$3.89	Busy Call Forwarding
STONEBRIDGE SCHOOL	000-707-2525 519 EVD	575 3D	\$3.99	Delayed Call Forwarding
STONEBRIDGE SCHOOL	000-707-2525 522 1MB	575 3D	\$8.75	Measured Rate Business Service
STONEBRIDGE SCHOOL	000-707-2525 522 9PZLM	575 3D	\$0.61	Federal Universal Service Fee

*Mapa  
not in  
our  
District*

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SPIN 143002665

Twin Ridges SD  
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STONEBRIDGE SCHOOL		000-707-2525 522 9ZEU4	575 3D	\$4.38	Federal Subscriber Line Charge
STONEBRIDGE SCHOOL		000-707-2525 522 BVMHA	575 3D	\$12.50	Voice Mail Mailbox
STONEBRIDGE SCHOOL		000-707-2525 522 CNM	575 3D	\$7.12	Caller ID
STONEBRIDGE SCHOOL		000-707-2525 522 EMW	575 3D	\$0.47	Message Waiting Indicator
STONEBRIDGE SCHOOL		000-707-2525 522 EVB	575 3D	\$3.89	Busy Call Forwarding
STONEBRIDGE SCHOOL		000-707-2525 522 EVD	575 3D	\$3.99	Delayed Call Forwarding
TWIN RIDGES SCHL DIST	707-467-1855 874	000-707-4620 769 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4620 769 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4620 769 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4622 269 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4622 269 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4622 269 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4671 839 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4671 839 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4671 839 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4671 855 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4671 855 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4671 855 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4671 855 HTG	555 LESLIE	\$0.47	Hunting
TWIN RIDGES SCHL DIST		000-707-4671 856 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4671 856 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4671 856 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4671 857 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4671 857 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4671 857 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4679 372 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4679 372 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4679 372 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4680 321 1MB	555 LESLIE	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-4680 321 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4680 321 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST	707-472-0243 778	000-707-4720 243 1MBLS	555 LESLIE	\$8.75	Measured Rate Business Serv
TWIN RIDGES SCHL DIST		000-707-4720 243 9PZLM	555 LESLIE	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-4720 243 9ZEU4	555 LESLIE	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-4720 243 NPU	555 LESLIE	\$0.28	Your Listing Is Not Published
TWIN RIDGES SCHL DIST	707-575-9824 825	000-707-5759 824 1MB	1410 GUERNEVILL	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST		000-707-5759 824 9PZLM	1410 GUERNEVILL	\$0.61	Federal Universal Service Fee

*Rever  
Oak*

*See internet  
RD (13.74)*

*See internet  
Village  
(23.74)*

110.39

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Twin Ridges SD  
All Voice Services

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TWIN RIDGES SCHL DIST		000-707-5759 824 9ZEU4	1410 GUERNEVILL	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-5759 824 NPU	1410 GUERNEVILL	\$0.28	Your Listing Is Not Published
TWIN RIDGES SCHL DIST	707-591-9262 492	000-707-5919 262 1MB	1281 EDWARDS AV	\$8.75	Measured Rate Business Service
TWIN RIDGES SCHL DIST	<i>Village</i>	000-707-5919 262 9PZLM	1281 EDWARDS AV	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-5919 262 9ZEU4	1281 EDWARDS AV	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-707-5919 275 1MBLS	1281 EDWARDS AV	\$8.75	Measured Rate Business Serv
TWIN RIDGES SCHL DIST		000-707-5919 275 9PZLM	1281 EDWARDS AV	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-707-5919 275 9ZEU4	1281 EDWARDS AV	\$4.38	Federal Subscriber Line Charge
WOODLAND STAR CHRTR	707-996-3849 307	000-707-9963 589 1MB	17811 ARNOLD DR	\$10.68	Measured Rate Business Service
WOODLAND STAR CHRTR		000-707-9963 589 9PZLM	17811 ARNOLD DR	\$0.61	Federal Universal Service Fee
WOODLAND STAR CHRTR		000-707-9963 589 9ZEU4	17811 ARNOLD DR	\$4.38	Federal Subscriber Line Charge
WOODLAND STAR CHRTR		000-707-9963 589 EVD	17811 ARNOLD DR	\$3.99	Delayed Call Forwarding
WOODLAND STAR CHRTR		000-707-9963 849 1MB	17811 ARNOLD DR	\$10.68	Measured Rate Business Service
WOODLAND STAR CHRTR		000-707-9963 849 9PZLM	17811 ARNOLD DR	\$0.61	Federal Universal Service Fee
WOODLAND STAR CHRTR		000-707-9963 849 9ZEU4	17811 ARNOLD DR	\$4.38	Federal Subscriber Line Charge
WOODLAND STAR CHRTR		000-707-9963 849 BVMHA	17811 ARNOLD DR	\$12.50	Voice Mail Mailbox
WOODLAND STAR CHRTR		000-707-9963 849 EMW	17811 ARNOLD DR	\$0.47	Message Waiting Indicator
WOODLAND STAR CHRTR		000-707-9963 849 EVB	17811 ARNOLD DR	\$3.89	Busy Call Forwarding
WOODLAND STAR CHRTR		000-707-9963 849 EVD	17811 ARNOLD DR	\$3.99	Delayed Call Forwarding
WOODLAND STAR CHRTR		000-707-9963 849 HTG	17811 ARNOLD DR	\$0.47	Hunting
WOODLAND STAR CHRTR	707-996-4369 573	000-707-9964 369 1MB	17811 ARNOLD DR	\$10.68	Measured Rate Business Service
WOODLAND STAR CHRTR		000-707-9964 369 9PZLM	17811 ARNOLD DR	\$0.61	Federal Universal Service Fee
WOODLAND STAR CHRTR		000-707-9964 369 9ZEU4	17811 ARNOLD DR	\$4.38	Federal Subscriber Line Charge
WOODLAND STAR CHRTR		000-707-9964 369 NPU	17811 ARNOLD DR	\$0.28	Your Listing Is Not Published
TWIN RIDGES SCHL DIST	916-624-7305 804	000-916-6247 305 1MBLS	3175 SUNSET BL	\$8.75	Meas. Rate Bus. Serv Line Sharing
TWIN RIDGES SCHL DIST		000-916-6247 305 9PZLM	3175 SUNSET BL	\$0.61	Federal Universal Service Fee
TWIN RIDGES SCHL DIST	<i>Maria Montessori</i>	000-916-6247 305 9ZEU4	3175 SUNSET BL	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-916-6247 305 NPU	3175 SUNSET BL	\$0.28	Your Listing Is Not Published
TWIN RIDGES SCHL DIST		000-916-4925 696 MBXMA	3175 SUNSET BL	\$12.50	Voice Mail Mailbox
TWIN RIDGES SCHL DIST		000-916-6301 510 9PZCX	3175 SUNSET BL	\$0.06	Federal Universal Service Fee
TWIN RIDGES SCHL DIST		000-916-6301 510 9ZEU4	3175 SUNSET BL	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST		000-916-6301 510 AAF	3175 SUNSET BL	\$1.00	Basic Centrex Access
TWIN RIDGES SCHL DIST		000-916-6301 510 AAFTX	3175 SUNSET BL	\$4.95	Trunking Charge Prim Sta Lines
TWIN RIDGES SCHL DIST		000-916-6301 510 E3N	3175 SUNSET BL	\$5.00	Call Pick-up Group
TWIN RIDGES SCHL DIST		000-916-6301 510 E3P	3175 SUNSET BL	\$0.10	Call Pickup
TWIN RIDGES SCHL DIST		000-916-6301 510 E6GUR	3175 SUNSET BL	\$0.07	Call Forward: Busy
TWIN RIDGES SCHL DIST		000-916-6301 510 E9GUR	3175 SUNSET BL	\$0.07	Call Forwarding Don't Answer

27.48

(7)

SBC/Pacific Bell  
SPIN 143002665

Twin Ridges SD  
All Voice Services

Disclaimer: This is not an  
official document. Customer is  
responsible for validating

TWIN RIDGES SCHL DIST	000-916-6301 510 EAB	3175 SUNSET BL	\$0.08	Call Hold services against their SBC bills
TWIN RIDGES SCHL DIST	000-916-6301 510 ESMCS	3175 SUNSET BL	\$0.15	CI Fwdg Variable Unlimited
TWIN RIDGES SCHL DIST	000-916-6301 510 RPB	3175 SUNSET BL	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST	000-916-6301 510 RXRA1	3175 SUNSET BL	\$0.50	Primary Station Line
TWIN RIDGES SCHL DIST	000-916-6301 510 ZZFPA	3175 SUNSET BL	\$0.10	Pilot Account of Sectional Billing
TWIN RIDGES SCHL DIST	000-916-6301 512 EMW	3175 SUNSET BL	\$0.10	Message Waiting Indicator
TWIN RIDGES SCHL DIST	000-916-6301 513 9PZCX	3175 SUNSET BL	\$0.06	Federal Universal Service Fee
TWIN RIDGES SCHL DIST	000-916-6301 513 9ZEU4	3175 SUNSET BL	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST	000-916-6301 513 AAF	3175 SUNSET BL	\$1.00	Basic Centrex Access
TWIN RIDGES SCHL DIST	000-916-6301 513 AAFTX	3175 SUNSET BL	\$4.95	Trunking Charge Prim Sta Lines
TWIN RIDGES SCHL DIST	000-916-6301 513 BVMHA	3175 SUNSET BL	\$12.50	Voice Mail Mailbox
TWIN RIDGES SCHL DIST	000-916-6301 513 E3P	3175 SUNSET BL	\$0.10	Call Pickup
TWIN RIDGES SCHL DIST	000-916-6301 513 E6GUR	3175 SUNSET BL	\$0.07	Call Forward: Busy
TWIN RIDGES SCHL DIST	000-916-6301 513 E9GUR	3175 SUNSET BL	\$0.07	Call Forwarding Don't Answer
TWIN RIDGES SCHL DIST	000-916-6301 513 EAB	3175 SUNSET BL	\$0.08	Call Hold
TWIN RIDGES SCHL DIST	000-916-6301 513 EMW	3175 SUNSET BL	\$0.10	Message Waiting Indicator
TWIN RIDGES SCHL DIST	000-916-6301 513 ESMCS	3175 SUNSET BL	\$0.15	CI Fwdg Variable Unlimited
TWIN RIDGES SCHL DIST	000-916-6301 513 RPB	3175 SUNSET BL	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST	000-916-6301 513 RXRA1	3175 SUNSET BL	\$0.50	Primary Station Line
TWIN RIDGES SCHL DIST	000-916-6301 514 9PZCX	3175 SUNSET BL	\$0.06	Federal Universal Service Fee
TWIN RIDGES SCHL DIST	000-916-6301 514 9ZEU4	3175 SUNSET BL	\$4.38	Federal Subscriber Line Charge
TWIN RIDGES SCHL DIST	000-916-6301 514 AAF	3175 SUNSET BL	\$1.00	Basic Centrex Access
TWIN RIDGES SCHL DIST	000-916-6301 514 AAFTX	3175 SUNSET BL	\$4.95	Trunking Charge Prim Sta Lines
TWIN RIDGES SCHL DIST	000-916-6301 514 BVMHA	3175 SUNSET BL	\$12.50	Voice Mail Mailbox
TWIN RIDGES SCHL DIST	000-916-6301 514 E3P	3175 SUNSET BL	\$0.10	Call Pickup
TWIN RIDGES SCHL DIST	000-916-6301 514 E6GUR	3175 SUNSET BL	\$0.07	Call Forward: Busy
TWIN RIDGES SCHL DIST	000-916-6301 514 E9GUR	3175 SUNSET BL	\$0.07	Call Forwarding Don't Answer
TWIN RIDGES SCHL DIST	000-916-6301 514 EAB	3175 SUNSET BL	\$0.08	Call Hold
TWIN RIDGES SCHL DIST	000-916-6301 514 EMW	3175 SUNSET BL	\$0.10	Message Waiting Indicator
TWIN RIDGES SCHL DIST	000-916-6301 514 ESMCS	3175 SUNSET BL	\$0.15	CI Fwdg Variable Unlimited
TWIN RIDGES SCHL DIST	000-916-6301 514 RPB	3175 SUNSET BL	\$0.50	Inside Wire/Jack Repair
TWIN RIDGES SCHL DIST	000-916-6301 514 RXRA1	3175 SUNSET BL	\$0.50	Primary Station Line

90.72



**BACKUP for FRN 1467376**SBC SOLUTIONS:

			Per Month	Per Year	TOTAL
Grizzly Hill	Access/Server	238-371-5843	90		
Twin Ridges Office	Router	530-271-7926	150		
YR/NC SOA	DSL	530-274-7669	279		
			519	6228	
	PLUS additional for 2 new sites		400	4800	
	NON-RECURRING - new attendance system costs			2000	
					13028

We will need internet access at a minimum of 2 additional school sites because of the new attendance software system which is accessed only through internet

Explanation of NON-Recurring: We are implementing a new attendance software system, called eSchoolPLUS. It is accessed at the school site through internet and will require higher phone charges and upgraded internet access, including a new server. Local and Long Distance service with increase as will necessity for additional Dial-Up Internet Access.



fmFRNNarrative

Page 1 of 1

16



# Item 21 Attachment

## Telecommunications - Funding Year 2006

FRN 1422691 - 8 pages

**Applicant Name** TWIN RIDGES ELEM SCHOOL DIST  
**Billed Entity Number** 144661  
**Form 471 Application Number** 504544  
**Funding Request Number** 1422691  
**Service Provider** Verizon Wireless  
**Attachment Number** 4  
**Narrative description of this Funding Request** TELECOMMUNICATIONS SERVICES Basic Wireless Cell Phone Services

Service Type	Service Description	Elig Pre-Discount Cost
1 Cellular	Based on yearly average	\$9,827.32
	Number of Telecom Lines (if applicable)	9
	<b>Recurring Charges</b>	<b>Non Recurring Charges</b>
	Monthly Recurring Charges	\$785.61 One-time non-recurring charges \$400.00
	Less Ineligible Amount (if any)	\$0.00 Less Ineligible Amount (if any) \$0.00
	Number of Months	12
	Eligible recurring charges	<b>\$9,427.32</b> Eligible non-recurring charges <b>\$400.00</b>
		<b>Line item TOTAL \$9827.32</b>
	Total:	\$9,827.32
	Funding Requested on 471:	\$9,827.32

**Further Information** Estimate of \$400 for addition of another phone during 2006-07 school year

Date Submitted

3/7/2006 4:10:06 PM

## SUMMARY OF LINES - Other

SBC SOLUTIONS:

Grizzly Hill	Access/Server	238-371-5843	90
Twin Ridges Office	Router	530-271-7926	150
YR/NCSOA	DSL	530-274-7669	279

PLUS additional for 2 new sites

NON-RECURRING - new attendance system costs

Per Month	Per Year	TOTAL
519	6228	13028
400	4800	
	2000	
620	7440	14240
400	4800	
	2000	
1931	23172	26172
	3000	

PACIFIC BELL INTERNET ACCESS

Forest	DSL	530-265-4823 etc.	67
SMA	Internet	530-268-3314	75
	Internet	530-268-9990	77
	Internet	530-268-1425	37
River Oaks	DSL	707-472-0243	14
Village	DSL	707-575-9824	14
Grizzly Hill	PBX Trunk	530-265-9052, 53, 95, 96	45
Grizzly Hill	DSL	065-061-3397	291

PLUS additional for new attendance system

NON-RECURRING - new attendance system

PACIFIC BELL TELEPHONE COMPANY

Summary of Pages 1-8 attached, broken down by school	756
Twin Ridges payphone 530-295-9930	52
Forest <del>530-265-4823, 32, 4972, 5037, 6219, 6894, 0487</del>	200
Forest - Truckee, Tahoe, 8th <del>530-550-7205, 06, 581-1036, 478-1348, 470-0235</del>	160
Golden Valley <del>916-962-3104, 05, 06, 07</del>	200
Home Study - Beale, Searles <del>530-788-9964, 477-1718</del>	70
Home Study - Toll Free <del>913-000-700, 338-902-1000, 888-896-4663</del>	10
Nevada School of Arts <del>530-273-1224, 47, 95, 273-7736, 1499, 1378, 272-5619</del>	150
Maria Montessori - Meyers <del>916-624-0273, 4972</del>	30
Sierra Montessori <del>530-468-0905, 1353, 268-3314, 2561, 9990, 0613, 1425</del>	303

NON-RECURRING - new attendance system

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

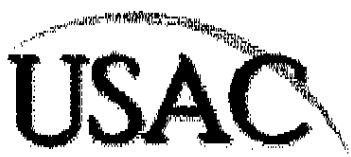
Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 12 - PIA Ltr - 5-10-06



**Universal Service Administrative Company**  
Schools & Libraries Division

Date: 5/10/2006

Vitskaia Fernandes  
TWIN RIDGES ELEM SCHOOL DIST  
(530) 292-4287  
Application Number **504544**

The Program Integrity Assurance (PIA) team is in the process of reviewing all Funding Year 2006 Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program. We are currently in the process of reviewing your Funding Year 2006 Form 471 Application. To complete our review, we need some additional information. The information needed to complete the review is listed below.

1. For the Billed Entity ***TWIN RIDGES ELEM SCHOOL DIST***, we do not have the associated FCC Registration Number ("FCC RN"). The FCC, in its Fifth Report and Order, requires entities that currently participate in the Schools and Libraries Program to have a (10-digit number) FCC RN.

If you already have an FCC RN for your Billed Entity, please provide that FCC RN.

If you do not yet have an FCC RN, you can obtain one by applying to the FCC, at [www.fcc.gov](http://www.fcc.gov). Click on link for CORES (Commission Registration System), or go directly at the FCC CORES registration site at <https://svartifoss2.fcc.gov/core/CoresHome.html>.

You will need your Taxpayer Identification Number (TIN) to obtain an FCC Registration Number. For some employers, including state and local government agencies and non-profit organizations, the TIN is the IRS-issued Employer Identification Number (EIN).

After obtaining the FCC RN, please provide us the (10-digit number) FCC RN.

Additional guidance on this topic and filing tips are located on our website, under "FCC Registration Numbers" <http://www.universalservice.org/sl/tools/news-archive/2004/102004.asp#102904>

## Page 2 of 7

2. Based upon review of your Form 471 application and/or the documentation you provided, we were not able to determine the eligibility of **SIERRA MONTESSORI CHARTER ACADEMY**.

In order to be eligible to receive discounted services, per the rules of this program, schools must meet the statutory definition of an elementary or a secondary school found in the No Child Left Behind Act of 2001 (20 U.S.C. Section 7801 (18) and (38)) and they must not be operating as for-profit businesses, and may not have an endowment exceeding \$50 million.

For each entity identified above, please provide documentation that will verify that the entity meets the definition provided above. For further information please refer to USAC web site- Step1: Eligibility [www.universalservice.org/sl/applicants/step01/eligibility-requirements.aspx](http://www.universalservice.org/sl/applicants/step01/eligibility-requirements.aspx)

3. Based upon review of your Form 471 application, we were not able to validate your requested discount percentage of 50% for **SIERRA MONTESSORI CHARTER ACADEMY**. If you choose to validate your original requested discount percentage of 50%, then please provide the appropriate documentation if one of the following acceptable methods you used to calculate your discount:
- a. If the school participates in a National School Lunch Program (NSLP), please provide a signed copy (preferably by the Principal, Vice-Principal, Superintendent or chief school official, or Director of Food Services) of a Reimbursement Claim Form that the school sends to the state each month. Make sure that the following 3 items are identified:
    - 1) The Entity name
    - 2) The total number of students enrolled at the entity
    - 3) The total number of students eligible for Free/Reduced Lunch Program for the entity
  - If the school district fills out an aggregate claim form for the school district, also provide a signed letter from a school official (preferably the Superintendent or chief school official) that lists the enrollment and Free/Reduced information for each school in the district. The enrollment and Free/Reduced information provided in your letter should match the claim form.
  - b. If the discount percentage was determined by information obtained from a survey/application (National School (Free & Reduced) Lunch Application forms cannot be used as survey instruments), please provide the following information in writing on school letterhead signed by a school official (such as the Principal, Vice Principal, Superintendent or Director of Food Services):
    - 1) Total number of students enrolled
    - 2) Total number of surveys/applications sent out
    - 3) Number of surveys/applications returned

## Page 3 of 7

- 4) Total number of students qualified for NSLP per the returned surveys/applications
- 5) Are the surveys/applications and results kept on file.
- 6) Provide a sample copy of a FILLED OUT SURVEY/APPLICATION with the child's personal information crossed out for confidentiality.
- 7) A signed certification that reads: "I certify that only those students who meet the Income Eligibility Guidelines of the National School Lunch Program have been included in Column 5 of Item 9a, of Block 4 of the Form 471."

c. If the discount was determined using a different method than what was identified above, please indicate the method that was used and provide all relevant data.

4. For FRN **1418596** you are requesting \$1,931.00/month for Local and Long Distance service with a one-time charge of \$3,000.00 for new service. The documentation provided in the Item 21 Attachments is not sufficient to determine the eligibility of your request. The documentation does not sufficiently describe the products and services being requested, so we cannot determine the eligibility of your request.

Please provide more detailed vendor documentation, such as the portion of the bill that identifies the actual products and services being delivered. If the bill you receive does not identify the specific products and services being delivered, you will need to contact your vendor and request such documentation. A telecommunications service provider should be able to provide you with a detailed statement identifying the specific products and services being provided, which is sometimes called a C.R.I.S. Report (preferably SO1 report).

Any documentation provided should clearly identify any ineligible charges that were cost allocated out of your request. If you are requesting additional dollars to accommodate expected growth or increased usage, please indicate how you estimated the amount requested on the Form 471. Please provide any relevant documentation that was used to determine the charges included in this request.

If you are unable to justify the charges requested on your Form 471, the request may be reduced.

5. For FRN **1418614** you are requesting \$1,020.00 /month for Dial-Up Internet Access service with a one-time charge of \$2,000.00 for new service. The documentation provided in the Item 21 Attachments is not sufficient to determine the eligibility of your request. The documentation does not clearly identify the products/services being requested in this FRN. Please provide more detailed documentation that identifies the actual products and services being requested. If your documentation does not identify the specific products and services such as make, model, description of the product/service being delivered, you will need to contact your vendor and request such documentation. The vendor should be able to provide you with detailed documentation.

## Page 4 of 7

Any documentation provided should clearly identify any ineligible charges that were cost allocated out of your request. If you are requesting additional dollars to accommodate expected growth or increased usage, please indicate how you estimated the amount requested on the Form 471. Please provide any relevant documentation that was used to determine the charges included in this request.

If you are unable to justify the charges requested on your Form 471, the request may be reduced.

6. For FRN 1422691 you are requesting \$785.61/month for Cellular service with a one-time charge of \$400.00 for new service. The documentation provided in the Item 21 Attachments is not sufficient to determine the eligibility of your request. The documentation does not sufficiently describe the products and services being requested, so we cannot determine the eligibility of your request.

Please provide more detailed vendor documentation, such as the portion of the bill that identifies the actual products and services being delivered. If the bill you receive does not identify the specific products and services being delivered, you will need to contact your vendor and request such documentation. A telecommunications service provider should be able to provide you with a detailed statement identifying the specific products and services being provided, which is sometimes called a C.R.I.S. Report (preferably SO1 report).

Any documentation provided should clearly identify any ineligible charges that were cost allocated out of your request. If you are requesting additional dollars to accommodate expected growth or increased usage, please indicate how you estimated the amount requested on the Form 471. Please provide any relevant documentation that was used to determine the charges included in this request.

If you are unable to justify the charges requested on your Form 471, the request may be reduced.

7. For FRN 1467376 you are requesting \$919.00/month for Telecomm service with a one-time charge of \$2,000.00. The documentation provided in the Item 21 Attachments is not sufficient to determine the eligibility of your request. The documentation does not sufficiently describe the products and services being requested, so we cannot determine the eligibility of your request.

Please provide more detailed vendor documentation, such as the portion of the bill that identifies the actual products and services being delivered. If the bill you receive does not identify the specific products and services being delivered, you will need to contact your vendor and request such documentation. A telecommunications service provider should be able to provide you with a detailed statement identifying the specific products and services being provided, which is sometimes called a C.R.I.S. Report (preferably SO1 report).

## Page 5 of 7

Any documentation provided should clearly identify any ineligible charges that were cost allocated out of your request. If you are requesting additional dollars to accommodate expected growth or increased usage, please indicate how you estimated the amount requested on the Form 471. Please provide any relevant documentation that was used to determine the charges included in this request.

If you are unable to justify the charges requested on your Form 471, the request may be reduced.

8. For FRN 1418596, the Contract Award Date ("CAD") of 1/1/2003 for the services requested is before the Allowable Contract Date ("ACD") of 1/3/2006 of the cited Form 470.

The rules of this program require that the CAD be after the ACD. Please provide a copy of the full contract, signed and dated by both parties, to verify the correct CAD.

If the contract is a State Master Contract, you do not have to submit a copy of the signed contract if that contract is available online or has already been submitted to PIA. Please provide us with the contract name and number of the State Master Contract as well as a copy of the Authorization To Order, signed and dated by both parties, to verify the correct CAD.

If you have already submitted the relevant contract information in connection with another review, please provide the Form 471 application number involved so that we can locate the documentation in our files.

For further guidance regarding Contract Award Date, please refer to the SLD website at:  
Step 4: Select a Service Provider  
[www.universalservice.org/sl/applicants/step04/default.aspx](http://www.universalservice.org/sl/applicants/step04/default.aspx)

9. For FRN 1418614, the Contract Award Date ("CAD") of 1/1/2003 for the services requested is before the Allowable Contract Date ("ACD") of 1/3/2006 of the cited Form 470.

The rules of this program require that the CAD be after the ACD. Please provide a copy of the full contract, signed and dated by both parties, to verify the correct CAD.

If the contract is a State Master Contract, you do not have to submit a copy of the signed contract if that contract is available online or has already been submitted to PIA. Please provide us with the contract name and number of the State Master Contract as well as a copy of the Authorization To Order, signed and dated by both parties, to verify the correct CAD.

If you have already submitted the relevant contract information in connection with another review, please provide the Form 471 application number involved so that we can locate the documentation in our files.



## Page 6 of 7

For further guidance regarding Contract Award Date, please refer to the SLD website at:  
Step 4: Select a Service Provider  
[www.universalservice.org/sl/applicants/step04/default.aspx](http://www.universalservice.org/sl/applicants/step04/default.aspx)

10. For FRN **1422691**, the Contract Award Date ("CAD") of 7/1/2005 for the services requested is before the Allowable Contract Date ("ACD") of 1/3/2006 of the cited Form 470.

The rules of this program require that the CAD be after the ACD. Please provide a copy of the full contract, signed and dated by both parties, to verify the correct CAD.

If the contract is a State Master Contract, you do not have to submit a copy of the signed contract if that contract is available online or has already been submitted to PIA. Please provide us with the contract name and number of the State Master Contract as well as a copy of the Authorization To Order, signed and dated by both parties, to verify the correct CAD.

If you have already submitted the relevant contract information in connection with another review, please provide the Form 471 application number involved so that we can locate the documentation in our files.

For further guidance regarding Contract Award Date, please refer to the SLD website at:  
Step 4: Select a Service Provider  
[www.universalservice.org/sl/applicants/step04/default.aspx](http://www.universalservice.org/sl/applicants/step04/default.aspx)

11. For FRN **1467376**, the Contract Award Date ("CAD") of 1/1/2003 for the services requested is before the Allowable Contract Date ("ACD") of 1/3/2006 of the cited Form 470.

The rules of this program require that the CAD be after the ACD. Please provide a copy of the full contract, signed and dated by both parties, to verify the correct CAD.

If the contract is a State Master Contract, you do not have to submit a copy of the signed contract if that contract is available online or has already been submitted to PIA. Please provide us with the contract name and number of the State Master Contract as well as a copy of the Authorization To Order, signed and dated by both parties, to verify the correct CAD.

If you have already submitted the relevant contract information in connection with another review, please provide the Form 471 application number involved so that we can locate the documentation in our files.

For further guidance regarding Contract Award Date, please refer to the SLD website at:  
Step 4: Select a Service Provider  
[www.universalservice.org/sl/applicants/step04/default.aspx](http://www.universalservice.org/sl/applicants/step04/default.aspx)

## Page 7 of 7

Please fax or e-mail the requested information to my attention. If you have any questions, please feel free to contact me.

It is important that we receive all of the information requested so we can complete our review. **Failure to do so may result in a reduction or denial of funding.**

**Please send the requested information within seven calendar days. If you need additional time to prepare your response, please let me know as soon as possible.**

Should you wish to cancel this Form 471 application, or any of your individual funding requests, please clearly indicate in your response that it is your intention to cancel an application or funding request(s); along with the Form 471 application number and/or funding request number(s), and the complete name, title and signature of the authorized individual.

Thank you for your cooperation and continued support of the Universal Service Program.

Sincerely,

Rafael Bongco  
Initial Reviewer  
Schools and Libraries Division  
Program Integrity Assurance  
Phone: 973-581-5029  
FAX: 973-599-6578  
e-mail: rbongco@sl.universalservice.org"

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 13 - Twin Ridges Resp - 5-16-06



PO Box 529  
North San Juan, CA 95960

(530) 292-4287  
Fax (530) 292-3879

May 16, 2006

*by fax only -  
35 pages*

Rafael Bongco, Initial Reviewer  
Schools and Libraries Division  
Program Integrity Assurance

VIA FAX: 973-599-6578 and email: [rbongco@sl.universalservice.org](mailto:rbongco@sl.universalservice.org)

Application Number 504544

Dear Mr. Bongco,

In answer to your letter dated May 11, 2006, see below:

1. SIERRA MONTESSORI CHARTER ACADEMY - sample of completed survey - 1 page
2. For FRN 1422691, a vendor invoice is provided as a sample of each account with Verizon showing the services provided. I've sent them in order with the summary of year-to-date charges as the cover sheet, which I originally provided - 32 pages
3. 4. and 6. For FRN 1418596, 1418614, and 1467376, see the attached email from Bonita Alexander our Account Manager at AT&T. She states that our contract is a State Master Contract and I'm hoping it is available online or already submitted to PIA, because I don't have any further information. If you need more on this, I will send another email to Bonita - 1 page
5. For FRN 1422691, we have separate 2-3 year contracts for each cell phone. We do not have one contract with Verizon for all the phones as a package. I am in contact with an account representative to see if I can get something in writing for you showing the current 9 individual contracts, which I will send you to you as a fax.

Please let me know if you need further information.

Very truly yours,

*Vitskaia Fernandes*

Vitskaia Fernandes  
Attendance and Utilities Supervisor

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 14 - Document signed by VF 5-17-06

*Bill Code V6775*

**LOCAL GOVERNMENT ENTITY AUTHORIZED USER AGREEMENT  
FOR STATE OF CALIFORNIA CONTRACT FOR WIRELESS SERVICES  
(MASTER CONTRACT #1S-05-58-02)**

Verizon Wireless and the State of California (the "State") have entered into a Contract for Wireless Services (#1S-05-58-02) (The "Master Agreement") pursuant to which local government entities within the State may participate to purchase wireless services and products from Verizon Wireless, so long as they have complied with the State's designated purchasing processes, and the applicable requirements of their individual Charters or other governing documents.

The undersigned, on behalf of the Local Entity, acknowledges and agrees, as follows:

- (1) It is eligible to purchase wireless service and products from Verizon Wireless under the terms and provisions of the Master Agreement, subject to any applicable local purchasing laws and ordinances;
- (2) It desires to purchase wireless services and products from Verizon Wireless pursuant to the terms and conditions of the Master Agreement and any and all addenda and schedules thereto as the State may specify from time to time.

Local Entity agrees to purchase, and Verizon Wireless agrees to provide, the wireless services and products detailed below pursuant to the terms of the Master Agreement and any addenda and schedules thereto:

Local Government Entity Name:	<b>TWIN RIDGES ELEMENTARY SCHOOL DISTRICT</b>		
State Billing Code:			
Authorized User Name:	VITSKAIA FERNANDES		
Authorized User Phone:	530-292-4287		
Authorized User Address:	Street:	P.O. BOX 529	
	City:	NORTH SAN JUAN	
	ST:	CA	Zip: 95960
Tax ID:	02-0723554		D&B #:
Tax Exempt:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
VZW Sales Rep Name:			
Phone Number:			Sales Rep ID:

Further, the undersigned is designated and granted authority to act on behalf of Local Entity for any and all matters contemplated in the Master Agreement.

Executed as of this 17 day of MAY, 2006.

*Vitkaia Fernandes*  
\_\_\_\_\_  
Authorized Signer

VITSKAIA FERNANDES  
\_\_\_\_\_  
Printed Name

*Statutes Supervisor*  
\_\_\_\_\_  
Title

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 15 - Twin Ridges Resp - 6-6-06

**TWIN RIDGES ELEMENTARY SCHOOL DISTRICT**  
**P.O. BOX 529**  
**NORTH SAN JUAN, CA 95960**

**FROM: VITSKAIA FERNANDES, District Attendance Supervisor**  
**530-292-4287 Ext. 37**  
**FAX 530-292-3879**  
**Email: vfernandes@tresd.K12.ca.us**

\*\*\*\*\*

**FAX TRANSMISSION COVER SHEET**

**DATE:** 6-6-06

**NUMBER OF PAGES** 12

**TO:** Rafael Bungeo

**FAX #** 973-599-6578

I think this is the final piece  
you've requested.

Attached cc: of current  
contract

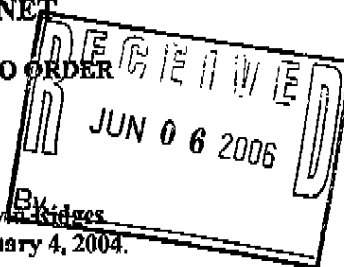


MAR-16-2004 10:54 FROM:CIM CBR

925-830-8405

TO:MO-WFM-07-10

P.001/011

**PUBLIC SECTOR DISTRIBUTION MEMO FOR:****EXECUTED CALNET****EXHIBIT B-3****AUTHORIZATION TO ORDER**

March 12, 2004

This is to inform you that a signed Exhibit B-3 Authorization to Order has been executed for Twin Bridges Elementary School District. This is a Five Year Term agreement with an effective date February 4, 2004. Copies of the Authorization to Order are being distributed as follows:

**PUBLIC SECTOR PARALEGAL**

Name: TBD  
 Address: 2600 Camino Ramon, 2W950J  
 City: San Ramon  
 Telephone:  
 \* no copy

**X SOC STAFF CONSULTANT**

Name: Lainey Silva ls1245@sbc.com  
 Address: 610 Sequoia Pacific  
 City: Sacramento  
 Telephone: 916 557-1557  
 \* Copy of Exhibit B-3 - ATO

**X ACCOUNT MANAGER**

Name: Christie Burke cb2185@sbc.com  
 Address: 2700 Watt Ave., Rm. 3349  
 City: Sacramento  
 Telephone: 916 972-5610  
 \* Copy of Exhibit B-3 - ATO

**X BRANCH PROVISIONING MGR**

Name: Gayle Kinn gk5619@sbc.com  
 Address: 2700 Watt Ave., Rm 3349  
 City: Sacramento  
 Telephone: 916 972-2076  
 \* Copy of Exhibit B-3 - ATO

**CCG CONTRACT IMPLEMENTATION**

Name: Cathy Frickert cf5935@sbc.com  
 Address: 1010 Wilshire Blvd., Rm. 1541  
 City: Los Angeles, CA  
 Telephone: 213-975-3680

**X CSSC STATE CONTRACT SPOC**

Name: George Velasquez gv9197@sbc.com  
 Address: 2700 Watt Ave., Rm. 3105  
 City: Sacramento  
 Telephone: 916-972-6071  
 \* Copy of Exhibit B-3 - ATO

**X PBIS CONTRACT SPOC**

Name: Norma Santos ns8243@sbc.com  
 Address: 3401 Crow Canyon, Rm. 311B  
 City: San Ramon  
 Telephone: 925 358-8209  
 \* Copy of Exhibit B-3 -- ATO

**PBI CONTRACT SPOC**

Name: Dawn Quin dq1416  
 Address: 1701 Alma Dr., 2S124  
 City: Plano, TX 75075  
 Telephone: 714-495-2038  
 \* Copy of Exhibit B-3 - ATO

If you have any questions regarding this memo or the Attachment(s), please call me on 916-977-7253. CSSC questions should be directed to Cathy Frickert, BCS Implementation.

Kathy Botelho-Cain  
 Contract Developer, CDG  
 916-977-7253

Attachment(s)

Page 1/11 \* Rcvd 3/16/2004 11:53:29 AM [Central Standard Time] \* Uniqueld ECA4056EBC



## EXHIBIT B-3 - AUTHORIZATION TO ORDER

### EXHIBIT B-3 AUTHORIZATION TO ORDER UNDER STATE AGREEMENT (TERM COMMITMENT) (Please print or type clearly)

Pacific Bell ("Pacific"), MCI Telecommunications Corporation ("MCI") (collectively, "Contractor") and the State of California ("State") have entered into an Agreement for the Provision of Telecommunications Service(s) and Products, dated December 4, 1998 ("Agreement"). The term of the Agreement ends December 3, 2005. The State may, at its sole discretion, extend the Agreement for three additional one year periods. Pursuant to the Agreement, which is incorporated herein by reference, Municipalities of the State are allowed to order services and products out of the Agreement ("Service") upon execution of this Authorization to Order. A description of the Service, applicable rates and charges and the specific terms and conditions under which the Service will be provided to Municipalities of the State (e.g., cities, counties, school districts and other such entities of the State) are fully set forth in the Agreement.

1. TWIN RIDGES ELEMENTARY SCHOOL DISTRICT desires to order the Service(s) identified in Attachment 1 to this Authorization to Order, which is incorporated herein by reference, and Contractor agrees to provide such Service(s) pursuant to this Authorization to Order and the terms and conditions and rate tables contained in the Agreement. Municipality agrees, with respect to the specific Service identified in Attachment 1, to utilize the Agreement as Municipality's single source for procuring the particular Service Identifier (e.g., Local Usage, Centrex, Dedicated Services, Building Wiring, Pacific Bell Voice Mail) listed in the applicable Service Categories (i.e., Line Side Products and Services, Voice Network Products and Services, Data Products and Services, Additional Required Products and Services, and Other Services) during the term of the Authorization to Order. For example, if Municipality selects the Service Category Data Products and Services and the Service Identifier Dedicated Services, Municipality is agreeing to utilize the Agreement as Municipality's single source for procuring all Dedicated Services and services possessing largely equivalent applications to the Dedicated Services.

2. Contractor shall bill Municipality and Municipality shall pay Contractor pursuant to this Authorization to Order and the terms and conditions and rate tables contained in the Agreement.

3. This Authorization to Order shall become effective upon execution by Municipality, Contractor, and the Department of General Services, Telecommunications Division ("Effective Date"). Upon the Effective Date, this Authorization to Order supersedes and replaces in its entirety the Authorization to Order dated January 18, 2000 issued under the Agreement. Unless sooner terminated as provided herein, this Authorization to Order shall remain in effect for the term Municipality has indicated below (check one).

☒ Five-years from the Effective Date, but not beyond December 3, 2008. This Authorization to Order is subject to one year extensions, but in no event shall any such extension extend beyond December 3, 2008. Contractor shall provide Municipality with 60 days' notice of the scheduled expiration date and the intended extension of the Authorization to Order. Each one year extension will occur automatically unless Municipality provides Contractor with written notice of Municipality's intent not to renew this Authorization to Order at least 30 days' prior to the scheduled expiration date of this Authorization to Order. Any work in progress or Service provided under this

Revised: Amendment No. 11

**PACIFIC BELL MCI**

CALIFORNIA'S HOME TEAM



Authorization to Order at the time the Agreement expires or is terminated shall be handled as set forth in the second paragraph of Section 4 below.

\_\_\_\_ This Authorization to Order shall continue in effect from the Effective Date through the remainder of the term of the Agreement. In the event Contractor and the State extend the term of the Agreement, Contractor shall provide Municipality with 60 days' notice of the intended extension of the Agreement. The term of this Authorization to Order will be automatically extended to match the new term of the Agreement unless Municipality provides 30 days' notice to Contractor prior to the automatic extension of its intent not to renew this Authorization to Order. Any work in progress or Service provided under this Authorization to Order at the time the Agreement is terminated shall be handled as set forth in the second paragraph of Section 4 below.

\_\_\_\_ years from the Effective Date, but not beyond December 3, 2008. (Applies only to Services with term pricing as specifically authorized in the applicable Rider B and Rider C.) This Authorization to Order is subject to one year extensions, but in no event shall any such extension extend beyond December 3, 2008. Contractor shall provide Municipality with 60 days' notice of the scheduled expiration date and the intended extension of the Authorization to Order. Each one year extension will occur automatically unless Municipality provides Contractor with written notice of Municipality's intent not to renew this Authorization to Order at least 30 days' prior to the scheduled expiration date of this Authorization to Order. Any Services with term pricing provided under this Authorization to Order at the time the Agreement expires or is terminated shall be handled as set forth in the second paragraph of Section 4 below.

4. A. If Municipality, prior to the expiration of the term set forth in preceding paragraph, (i) terminates this Authorization to Order, (ii) disconnects over 50% of a particular Service provided pursuant to this Authorization to Order, or (iii) disconnects any portion of a Service provided pursuant to this Authorization to Order and replaces the disconnected Service with a different service/functionality in violation of Section 1 above, Municipality shall pay one of the following termination charges: (a) if Municipality terminated all of a particular Service, a termination charge based on 65% of the Municipality's highest bill for the disconnected Service provided hereunder multiplied by the number of months remaining in the term of this Authorization to Order, plus any unrecovered nonrecurring charges owed to Contractor on the date of termination; or (b) if Municipality terminated less than all of a particular Service, a termination charge based on the monthly charges for the terminated Service multiplied by the number of months remaining in the term of this Authorization to Order, plus any unrecovered nonrecurring charges owed to Contractor on the date of termination. Notwithstanding the preceding sentence, no termination charge shall apply if all existing traffic volumes carried by the terminated service has been migrated to a like-Service offered under this Agreement.

Notwithstanding the preceding sentence, if the State terminates the Agreement, in whole or in part, prior to the expiration of this Authorization to Order, Municipality may, with respect to the Service terminated by the State, (i) continue to subscribe to the Service under the terms of the Agreement for the remainder of the term of this Authorization to Order, (ii) terminate the Service without term pricing under this Authorization to Order without being subject to the termination charge set forth above, or (iii) terminate the Services with term pricing under this Authorization to Order and be subject to the termination charge set forth above.

Revised: Amendment No. 11

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Page 4/11 \* Rcvd 3/16/2004 11:53:29 AM [Central Standard Time] \* UniqueID ECA4056EBC

B. Notwithstanding the first sentence in Section 4.A. above, if, after the first fiscal year in which a particular Service acquired hereunder is installed, funds are not appropriated to continue paying for that particular Service in a subsequent fiscal year or universal service discounts are not received to enable Municipality to pay for that particular Service in a subsequent year, then Municipality may terminate this Authorization to Order as it relates to that particular Service as of the last day for which funds were appropriated or universal service discounts were received ("Date of Termination"), without being subject to the termination charge set forth above; provided, however, that Municipality shall be obligated to pay all charges incurred through the Date of Termination, plus any unrecovered nonrecurring charges which may be owed Contractor on the Date of Termination. Municipality shall use its best efforts to obtain funding or universal service discounts for the particular Service provided hereunder.

(i) If the federal universal service discount program is discontinued, Municipality may terminate this Authorization to Order as set forth in Section 4.B. above.

(ii) If Municipality exercises its right to terminate this Authorization to Order for non-appropriation or ineligibility to receive universal service discounts under the then current program, Municipality agrees not to obtain substantially similar equipment and/or services to replace those provided hereunder for one year following the Date of Termination. Municipality may exercise such right to terminate upon delivery to Contractor of a 30 day written notice setting forth the reason for termination and within 30 days following the delivery of such written notice, Municipality shall provide Contractor a legal opinion of counsel that no funds have been appropriated or otherwise made available for payments due under this Authorization to Order or that Municipality is ineligible to receive universal service discounts under the Agreement and funds have not been made available for the acquisition of substantially similar equipment and/or services to replace those provided hereunder.

5. Municipality, upon execution of this form, certifies that Municipality understands that Contractor and the State may, from time to time and without Municipality's consent, amend the terms and conditions of the Agreement thereby affecting the terms of the Service Municipality receives from Contractor. Municipality further understands that the State will have access to all billing information, including that of the Municipality, for the sole purpose of conducting audits pertaining to Contractor's performance under the Agreement.

6. Municipality, upon execution of this form, certifies that Municipality has received and has reviewed the terms and conditions, including the rates and charges, of the Agreement.

7. Whenever any notice or demand is to be given under this Agreement to Contractor or Municipality, the notice shall be in writing and addressed to the following:

Municipality:  
Twin Ridges Elementary School District  
6321 Hwy 16  
Forestville, CA 95436-9699  
Attn: Scott Humble

Contractor:  
Pacific Bell/MCI  
610 Sequoia Pacific Blvd.  
Sacramento, CA 95814  
Attn: Contract Program Manager

Revised: Amendment No. 11

**PACIFIC BELL MCI**

CALIFORNIA'S HOME TEAM

MAR-16-2004 10:55 FROM: CIM CBR

925-830-8405

TO: MO-WFM-07-10

P.005/011



Notices delivered by overnight courier service (U.S. Express Mail, Federal Express, Purolator or Airborne) shall be deemed delivered on the day following mailing. Notices mailed by U.S. Mail, postage prepaid, registered or certified with return receipt requested, shall be deemed delivered five (5) days after mailing. Notices delivered by any other method shall be deemed given upon receipt.

IN WITNESS WHEREOF, the parties hereto have caused this Authorization to Order to be executed on the date shown below by their respective duly authorized representatives.

## CONTRACTOR

TWIN RIDGES ELEMENTARY SCHOOL  
DISTRICT

(Municipality)

By: Linda MercierPrint Name: LINDA MERCIERTitle: CONT. Mgt.Date Signed: 2/4/04By: Mary Jane McCardlePrint Name: Mary Jane McCardleTitle: Administrative AssistantDate Signed: Jan 26, 2004

Approved By:  
Department of General Services,  
Telecommunications Division

By: Michelle AllenPrint Name: MICHELLE ALLENTitle: AGRADate Signed: 2/4/04

Revised: Amendment No. 11

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MAR-16-2004 10:55 FROM:CIM CBR

925-830-8405

TO:MO-WFM-07-10

P.006/011



TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

ATTACHMENT 1

Services Selected	VOICE NETWORK - PRODUCTS AND SERVICES	Customer Initials
X	Local Usage	M.D. Mc
	Group Video	
	Advanced Intelligent Network (CVN)	
Services Selected	LINE SIDE - PRODUCTS AND SERVICES	Customer Initials
X	Bus Access Lines	M.D. Mc
X	ISDN	
X	Centrex	
	ACD (Centrex)	
	Acct. Codes	
	PBX Trunks	
	SuperTrunk	
	CompuCall	
Services Selected	DATA - PRODUCTS AND SERVICES	Customer Initials
X	Dedicated Services: Analog Circuits, Adv. Digital Network, HICAP/T1, DS3, SONET Circuit Svc.	M.D. Mc
	SONET Dedicated Ring (ICB)	
	PRI ISDN	
X	Frame Relay & ATM: Frame Relay, ATM	M.D. Mc
	Managed Frame Relay	
X	DSL	M.D. Mc
Services Selected	ADDITIONAL REQUIRED - PRODUCTS AND SERVICES	Customer Initials
X	Bldg. Wiring Services: Wiring, Jacks Inside Wire Repair Plan (Voice) Inside Wire Repair Plan (Data)	M.D. Mc
X	Billing Products	
Services Selected	OTHER SERVICES - PRODUCTS AND SERVICES	Customer Initials
	Pacific Bell Internet Services	
	Pacific Bell Information Services IVR/Call Router	
X	Pacific Bell Information Services Voice Mail	M.D. Mc

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PACIFIC BELL. MCI

CALIFORNIA'S HOME TEAM



## EXHIBIT B-3 - AUTHORIZATION TO ORDER

### EXHIBIT B-3 AUTHORIZATION TO ORDER UNDER STATE AGREEMENT (TERM COMMITMENT) (Please print or type clearly)

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1. TWIN RIDGES ELEMENTARY SCHOOL DISTRICT desires to order the Service(s) identified in Attachment 1 to this Authorization to Order, which is incorporated herein by reference, and Contractor agrees to provide such Service(s) pursuant to this Authorization to Order and the terms and conditions and rate tables contained in the Agreement. Municipality agrees, with respect to the specific Service identified in Attachment 1, to utilize the Agreement as Municipality's single source for procuring the particular Service Identifier (e.g., Local Usage, Centrex, Dedicated Services, Building Wiring, Pacific Bell Voice Mail) listed in the applicable Service Categories (i.e., Line Side Products and Services, Voice Network Products and Services, Data Products and Services, Additional Required Products and Services, and Other Services) during the term of the Authorization to Order. For example, if Municipality selects the Service Category Data Products and Services and the Service Identifier Dedicated Services, Municipality is agreeing to utilize the Agreement as Municipality's single source for procuring all Dedicated Services and services possessing largely equivalent applications to the Dedicated Services.

2. Contractor shall bill Municipality and Municipality shall pay Contractor pursuant to this Authorization to Order and the terms and conditions and rate tables contained in the Agreement.

3. This Authorization to Order shall become effective upon execution by Municipality, Contractor, and the Department of General Services, Telecommunications Division ("Effective Date"). Upon the Effective Date, this Authorization to Order supersedes and replaces in its entirety the Authorization to Order dated January 18, 2000 issued under the Agreement. Unless sooner terminated as provided herein, this Authorization to Order shall remain in effect for the term Municipality has indicated below (check one).

☒ Five-years from the Effective Date, but not beyond December 3, 2008. This Authorization to Order is subject to one year extensions, but in no event shall any such extension extend beyond December 3, 2008. Contractor shall provide Municipality with 60 days' notice of the scheduled expiration date and the intended extension of the Authorization to Order. Each one year extension will occur automatically unless Municipality provides Contractor with written notice of Municipality's intent not to renew this Authorization to Order at least 30 days' prior to the scheduled expiration date of this Authorization to Order. Any work in progress or Service provided under this

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**PACIFIC BELL MCI**

CALIFORNIA'S HOME TEAM

20040205-0388

MAR-16-2004 10:55 FROM: CIM CBR

925-830-8405

TO: MO-WFM-07-10

P.008/011



Authorization to Order at the time the Agreement expires or is terminated shall be handled as set forth in the second paragraph of Section 4 below.

\_\_\_\_\_ This Authorization to Order shall continue in effect from the Effective Date through the remainder of the term of the Agreement. In the event Contractor and the State extend the term of the Agreement, Contractor shall provide Municipality with 60 days' notice of the intended extension of the Agreement. The term of this Authorization to Order will be automatically extended to match the new term of the Agreement unless Municipality provides 30 days' notice to Contractor prior to the automatic extension of its intent not to renew this Authorization to Order. Any work in progress or Service provided under this Authorization to Order at the time the Agreement is terminated shall be handled as set forth in the second paragraph of Section 4 below.

\_\_\_\_\_ years from the Effective Date, but not beyond December 3, 2008. (Applies only to Services with term pricing as specifically authorized in the applicable Rider B and Rider C.) This Authorization to Order is subject to one year extensions, but in no event shall any such extension extend beyond December 3, 2008. Contractor shall provide Municipality with 60 days' notice of the scheduled expiration date and the intended extension of the Authorization to Order. Each one year extension will occur automatically unless Municipality provides Contractor with written notice of Municipality's intent not to renew this Authorization to Order at least 30 days' prior to the scheduled expiration date of this Authorization to Order. Any Services with term pricing provided under this Authorization to Order at the time the Agreement expires or is terminated shall be handled as set forth in the second paragraph of Section 4 below.

4. A. If Municipality, prior to the expiration of the term set forth in preceding paragraph, (i) terminates this Authorization to Order, (ii) disconnects over 50% of a particular Service provided pursuant to this Authorization to Order, or (iii) disconnects any portion of a Service provided pursuant to this Authorization to Order and replaces the disconnected Service with a different service/functionality in violation of Section 1 above, Municipality shall pay one of the following termination charges: (a) if Municipality terminated all of a particular Service, a termination charge based on 65% of the Municipality's highest bill for the disconnected Service provided hereunder multiplied by the number of months remaining in the term of this Authorization to Order, plus any unrecovered nonrecurring charges owed to Contractor on the date of termination; or (b) if Municipality terminated less than all of a particular Service, a termination charge based on the monthly charges for the terminated Service multiplied by the number of months remaining in the term of this Authorization to Order, plus any unrecovered nonrecurring charges owed to Contractor on the date of termination. Notwithstanding the preceding sentence, no termination charge shall apply if all existing traffic volumes carried by the terminated service has been migrated to a like-Service offered under this Agreement.

Notwithstanding the preceding sentence, if the State terminates the Agreement, in whole or in part, prior to the expiration of this Authorization to Order, Municipality may, with respect to the Service terminated by the State, (i) continue to subscribe to the Service under the terms of the Agreement for the remainder of the term of this Authorization to Order, (ii) terminate the Service without term pricing under this Authorization to Order without being subject to the termination charge set forth above, or (iii) terminate the Service with term pricing under this Authorization to Order and be subject to the termination charge set forth above.

Revised: Amendment No. 11

**PACIFIC BELL MCI**

CALIFORNIA'S HOME TEAM





B. Notwithstanding the first sentence in Section 4.A. above, if, after the first fiscal year in which a particular Service acquired hereunder is installed, funds are not appropriated to continue paying for that particular Service in a subsequent fiscal year or universal service discounts are not received to enable Municipality to pay for that particular Service in a subsequent year, then Municipality may terminate this Authorization to Order as it relates to that particular Service as of the last day for which funds were appropriated or universal service discounts were received ("Date of Termination"), without being subject to the termination charge set forth above; provided, however, that Municipality shall be obligated to pay all charges incurred through the Date of Termination, plus any unrecovered nonrecruiting charges which may be owed Contractor on the Date of Termination. Municipality shall use its best efforts to obtain funding or universal service discounts for the particular Service provided hereunder.

(i) If the federal universal service discount program is discontinued, Municipality may terminate this Authorization to Order as set forth in Section 4.B. above.

(ii) If Municipality exercises its right to terminate this Authorization to Order for non-appropriation or ineligibility to receive universal service discounts under the then current program, Municipality agrees not to obtain substantially similar equipment and/or services to replace those provided hereunder for one year following the Date of Termination. Municipality may exercise such right to terminate upon delivery to Contractor of a 30 day written notice setting forth the reason for termination and within 30 days following the delivery of such written notice, Municipality shall provide Contractor a legal opinion of counsel that no funds have been appropriated or otherwise made available for payments due under this Authorization to Order or that Municipality is ineligible to receive universal service discounts under the Agreement and funds have not been made available for the acquisition of substantially similar equipment and/or services to replace those provided hereunder.

5. Municipality, upon execution of this form, certifies that Municipality understands that Contractor and the State may, from time to time and without Municipality's consent, amend the terms and conditions of the Agreement thereby affecting the terms of the Service Municipality receives from Contractor. Municipality further understands that the State will have access to all billing information, including that of the Municipality, for the sole purpose of conducting audits pertaining to Contractor's performance under the Agreement.

6. Municipality, upon execution of this form, certifies that Municipality has received and has reviewed the terms and conditions, including the rates and charges, of the Agreement.

7. Whenever any notice or demand is to be given under this Agreement to Contractor or Municipality, the notice shall be in writing and addressed to the following:

Municipality:  
Twin Ridges Elementary School District  
6321 Hwy 16  
Forestville, CA 95436-9699  
Attn: Scott Humble

Contractor:  
Pacific Bell/MCI  
610 Sequoia Pacific Blvd.  
Sacramento, CA 95814  
Attn: Contract Program Manager

Revised: Amendment No. 11

**PACIFIC BELL MCI**

CALIFORNIA'S HOME TEAM

MAR-16-2004 10:57 FROM:CIM CBR

925-830-8405

TO:MO-WFM-07-10

P.010/011



Notices delivered by overnight courier service (U.S. Express Mail, Federal Express, Purolator or Airborne) shall be deemed delivered on the day following mailing. Notices mailed by U.S. Mail, postage prepaid, registered or certified with return receipt requested, shall be deemed delivered five (5) days after mailing. Notices delivered by any other method shall be deemed given upon receipt.

IN WITNESS WHEREOF, the parties hereto have caused this Authorization to Order to be executed on the date shown below by their respective duly authorized representatives.

## CONTRACTOR

TWIN RIDGES ELEMENTARY SCHOOL  
DISTRICT

(Municipality)

By: [Signature]  
Print Name: LINDA MERCER  
Title: CONT. MGR  
Date Signed: 2/4/04

By: [Signature]  
Print Name: Mary Jane McCordle  
Title: Administrative Assistant  
Date Signed: Jan 26 2004

Approved By:  
Department of General Services,  
Telecommunications Division

By: [Signature]  
Print Name: MICHELLE ALLEN  
Title: AGPA  
Date Signed: 2/4/04

Revised: Amendment No. 11

PACIFIC BELL MCI

CALIFORNIA'S HOME TEAM

MAR-16-2004 10:57 FROM: CIM CBR

925-830-8405

TO: MO-WFM-07-10

P.011/011



TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

ATTACHMENT 1

Services Selected	VOICE NETWORK - PRODUCTS AND SERVICES	Customer Initials
X	Local Usage	M.G.Mc
	Group Video	
	Advanced Intelligent Network (CVN)	
Services Selected	LINE SIDE - PRODUCTS AND SERVICES	Customer Initials
X	Bus Access Lines	M.G.Mc
X	ISDN	M.G.Mc
X	Centrex	M.G.Mc
	ACD (Centrex)	
	Acct. Codes	
	PBX Trunks	
	SuperTrunk	
	CompuCall	
Services Selected	DATA - PRODUCTS AND SERVICES	Customer Initials
X	Dedicated Services: Analog Circuits, Adv. Digital Network, HICAP/T1, DS3, SONET Circuit Svc.	M.G.Mc
	SONET Dedicated Ring (ICB)	
	PRI ISDN	
X	Frame Relay & ATM: Frame Relay, ATM	M.G.Mc
	Managed Frame Relay	
X	DSL	M.G.Mc
Services Selected	ADDITIONAL REQUIRED - PRODUCTS AND SERVICES	Customer Initials
X	Bldg. Wiring Services: Wiring, Jacks Inside Wire Repair Plan (Voice) Inside Wire Repair Plan (Data)	M.G.Mc
X	Billing Products	M.G.Mc
Services Selected	OTHER SERVICES - PRODUCTS AND SERVICES	Customer Initials
	Pacific Bell Internet Services	
	Pacific Bell Information Services IVR/Call Router	
X	Pacific Bell Information Services Voice Mail	M.G.Mc

Revised: Amendment No. 11

**PACIFIC BELL MCI**  
 CALIFORNIA'S HOME TEAM

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 16 - FY7 470 882580000480485 app

FCC Form

Approval by OMB  
3060-0806**470**

## Schools and Libraries Universal Service Description of Services Requested and Certification Form

Estimated Average Burden Hours Per Response: 4.0 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator website and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before beginning this application.

(To be completed by entity that will negotiate with providers.)

### Block 1: Applicant Address and Identifications

Form 470 Application Number: **882580000480485**Applicant's Form Identifier: **CATRESD2004**Application Status: **CERTIFIED**Posting Date: **12/10/2003**Allowable Contract Date: **01/07/2004**Certification Received Date: **12/11/2003****1. Name of Applicant:****TWIN RIDGES ELEM SCHOOL DIST****2. Funding Year:****07/01/2004 - 06/30/2005****3. Your Entity Number****144661****4a. Applicant's Street Address, P.O.Box, or Route Number****18847 OAK TREE RD**

City

**NEVADA CITY**

State

**CA**

Zip Code

**95959****b. Telephone number****(916) 292- 4221****c. Fax number****(916) 292- 3692****d. E-mail Address****5. Type Of Applicant**

- ☐ Individual School (individual public or non-public school)
- ☐ School District (LEA; public or non-public[e.g., diocesan] local district representing multiple schools)
- ☐ Library (including library system, library branch, or library consortium applying as a library)
- ☐ Consortium (intermediate service agencies, states, state networks, special consortia)

**6a. Contact Person's Name:** Jane McCardle

First, fill in **every** item of the Contact Person's information below **that is different from Item 4, above**.  
**Then** check the box next to the preferred mode of contact. (At least one box **MUST** be checked.)

**6b. Street Address, P.O.Box, or Route Number**☒ **PO Box 529**

City

**North San Juan**

State

**CA**

Zip Code

**95960**

<input checked="" type="checkbox"/>	<b>6c. Telephone Number</b> (530) 292- 4221
<input checked="" type="checkbox"/>	<b>6d. Fax Number</b> (530) 292- 3692
<input checked="" type="checkbox"/>	<b>6e. E-mail Address</b> jmccardle@tresd.k12.ca.us

### Block 2: Summary Description of Needs or Services Requested

<b>7 This Form 470 describes (check all that apply):</b>
a. <input checked="" type="checkbox"/> Tariffed services - telecommunications services, purchased at regulated prices, for which the applicant has no signed, written contract. A new Form 470 must be filed for tariffed services for each funding year.
b. <input checked="" type="checkbox"/> Month-to-month services for which the applicant has no signed, written contract. A new Form 470 must be filed for these services for each funding year.
c. <input checked="" type="checkbox"/> Services for which a new written contract is sought for the funding year in Item 2.
d. <input checked="" type="checkbox"/> A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous program year.
<b>NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous program year OR a contract signed on/before 7/10/97 and reported on a Form 470 in a previous year as an existing contract do NOT require filing of a Form 470.</b>

What kinds of service are you seeking: Telecommunications Services, Internet Access, or Internal Connections? Refer to the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples. Check the relevant category or categories (8, 9, and/or 10 below), and answer the questions in each category you select.

<b>8 <input checked="" type="checkbox"/> Telecommunications Services</b>
<b><i>Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?</i></b>
a <input checked="" type="checkbox"/> <b>YES</b> , I have an RFP. It is available on the Web at or via (check one): <input type="checkbox"/> the Contact Person in Item 6 or <input type="checkbox"/> the contact listed in Item 11.
b <input checked="" type="checkbox"/> <b>NO</b> , I do not have an RFP for these services.
<b>If you answered NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity(e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at <a href="http://www.sl.universalservice.org">www.sl.universalservice.org</a> for examples of eligible Telecommunications Services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Add additional lines if needed.</b>

Service or Function:	Quantity and/or Capacity:
Local and LD SVCS	14 Schools and Admin
Cellular and Paging SVCS	All Schools
Date SVCS (DSL,FR,ATM)	All Schools
High Bandwidth SVCS	Selected Schools
On Premise Equipment	Selected Schools
Video and Distance learning	Selected Schools
Wireless Wan	Selected Schools
Fiber Based SVCS	Selected Schools

<b>9 <input checked="" type="checkbox"/> Internet Access</b>
<b><i>Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?</i></b>

a ☒ **YES**, I have an RFP. It is available on the Web at or via (check one):  
☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☒ **NO**, I do not have an RFP for these services.

If you answered **NO**, you must list below the Internet Access Services you seek. Specify each **service or function** (e.g., monthly Internet service) and quantity and/or capacity(e.g., for 500 users). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Internet Access services. Add additional lines if needed.

Service or Function:	Quantity and/or Capacity:
High Speed Access	14 Schools Plus Admin
Dial, DSL, Wireless, Cable Access	Selected Schools
Wan SVCS	Selected Schools

#### 10 ☐ Internal Connections

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?*

a ☒ **YES**, I have an RFP. It is available on the Web at or via (check one):  
☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☒ **NO**, I do not have an RFP for these services.

If you answered **NO**, you must list below the Internal Connections Services you seek. Specify each **service or function** (e.g., local area network) and quantity and/or capacity(e.g., connecting 10 rooms and 300 computers at 56kbps or better). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Internal Connections services. Add additional lines if needed.

**11** (Optional) Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the signer of this form.

Name: <b>Jane McCardle</b>	Title: <b>Administrative Assistant</b>
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Telephone number  
**(530) 292 - 4221 extn: 16**

Fax number  
**(530) 292 - 3692**

E-mail Address  
**[jmccardle@tresd.k12.ca.us](mailto:jmccardle@tresd.k12.ca.us)**

**12.** ☐ Check here if there are any restrictions imposed by state or local laws or regulations on how or when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or provide Web address where they are posted and a contact name and telephone number for service providers without Internet access.

**13.** If you intend to enter into a multi-year contract based on this posting or a contract featuring an option for voluntary extensions you may provide that information below. If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, summarize below (including the likely timeframes).

#### Block 3: Technology Assessment

14. ☐ **Basic telephone service only:** If your application is for basic local and long distance telephone service (wireline or wireless) only, check this box and skip to Item 16.
15. Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is ONLY for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.

- a. Desktop software: Software required ☒ has been purchased; and/or ☐ is being sought.
- b. Electrical systems: ☒ adequate electrical capacity is in place or has already been arranged; and/or ☐ upgrading for additional electrical capacity is being sought.
- c. Computers: a sufficient quantity of computers ☒ has been purchased; and/or ☐ is being sought.
- d. Computer hardware maintenance: adequate arrangements ☒ have been made; and/or ☐ are being sought.
- e. Staff development: ☒ all staff have had an appropriate level of training /additional training has already been scheduled; and/or ☐ training is being sought.
- f. Additional details: Use this space to provide additional details to help providers to identify the services you desire.

#### Block 4: Recipients of Service

#### 16. Eligible Entities That Will Receive Services:

Check the ONE choice (a,b or c) that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

- a. ☐ Individual school or single-site library.
- b. ☐ Statewide application for (enter 2-letter state code) representing (check all that apply):
- ☐ All public schools/districts in the state:
  - ☐ All non-public schools in the state:
  - ☐ All libraries in the state:

If your statewide application includes INELIGIBLE entities, check here. ☐ If checked, complete Item 18.

- c. ☐ School district, library system, or consortium application to serve multiple eligible entities:

Number of eligible sites	15
<i>For these eligible sites, please provide the following</i>	
Area Codes (list each unique area code)	Prefixes associated with each area code (first 3 digits of phone number) separate with commas, leave no spaces
530	265, 272, 273, 274, 292, 477



<b>707</b>	252,463,467,576,591,996
<b>916</b>	624,630,725

If your application includes INELIGIBLE entities, check here. ☐ **If checked, complete Item 18.**

**17. Billed Entities**

List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item must be completed. Attach additional sheets if necessary.

Entity	Entity Number
TWIN RIDGES ELEM SCHOOL DIST	144661

**18. Ineligible Participating Entities**

Does your application also seek bids on services to entities that are not eligible for the Universal Service Program? If so, list those entities here (attach pages if needed):

Ineligible Participating Entity	Area Code	Prefix
---------------------------------	-----------	--------

**Block 5: Certification and Signature****19. The applicant includes:(Check one or both)**

- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(18) and (38), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to elementary and secondary schools, colleges and universities).

**20. All of the individual schools, libraries, and library consortia receiving services under this application are covered by:**

- a. ☐ individual technology plans for using the services requested in the application, and/or
- b. ☒ higher-level technology plans for using the services requested in the application, or
- c. ☐ no technology plan needed; application requests basic local and/or long distance telephone service only.

**21. Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):**

- a. ☒ technology plan(s) has/have been approved by a state or other authorized body.
- b. ☐ technology plan(s) will be approved by a state or other authorized body.
- c. ☐ no technology plan needed; application requests basic local and long distance telephone service only. .

**22.** ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

**23.** ☒ I recognize that support under this support mechanism is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.

24. ☒ I certify that I am authorized to submit this request on behalf of the above-named entities, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

25. Signature of authorized person: ☒

26. Date (mm/dd/yyyy): **12/11/2003**

27. Printed name of authorized person: **JANE MCCARDLE**

28. Title or position of authorized person: **ADMINISTRATIVE ASSISTANT**

29a. Address of authorized person: **PO Box 529**

City: **North San Juan** State: **CA** Zip: **95960**

29b. Telephone number of authorized person: **(530) 292 - 4221** ext. **16**

29c. Fax number of authorized person: **(530) 2923692**

29d. E-mail address number of authorized person: **[jmccardle@tresd.k12.ca.us](mailto:jmccardle@tresd.k12.ca.us)**

**Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.**

**Service provider involvement with preparation or certification of a Form 470 can taint the competitive bidding process and result in the denial of funding requests. For more information, refer to the "Service Provider Role in Assisting Customers" at [www.sl.universalservice.org/vendor/manual/chapter5.doc](http://www.sl.universalservice.org/vendor/manual/chapter5.doc) or call the Client Service Bureau at 1-888-203-8100.**

**NOTICE:** Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (FCC Form 470) with the Universal Service Administrator. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, information provided in or submitted with this form or in response to subsequent inquiries may also be subject to disclosure consistent with the Communications Act of 1934, FCC regulations, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law.

If you owe a past due debt to the federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:

**SLD-Form 470  
P.O. Box 7026  
Lawrence, Kansas 66044-7026  
1-888-203-8100**

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:

**SLD-Form 470  
c/o Ms. Smith  
3833 Greenway Drive  
Lawrence, Kansas 66046  
1-888-203-8100**

FCC Form 470  
May 2003

New Search

Return To Search Results

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 17 - FY9 470 245950000558883 app

FCC Form

Approval by OMB  
3060-0806**470**

## Schools and Libraries Universal Service Description of Services Requested and Certification Form

Estimated Average Burden Hours Per Response: 4.0 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator website and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before beginning this application.

(To be completed by entity that will negotiate with providers.)

### Block 1: Applicant Address and Identifications

Form 470 Application Number: **24595000055883**Applicant's Form Identifier: **144661**Application Status: **CERTIFIED**Posting Date: **12/06/2005**Allowable Contract Date: **01/03/2006**Certification Received Date: **12/06/2005****1. Name of Applicant:****TWIN RIDGES ELEM SCHOOL DIST****2. Funding Year:****07/01/2006 - 06/30/2007****3. Your Entity Number****144661****4a. Applicant's Street Address, P.O.Box, or Route Number****18847 OAK TREE RD**

City

**NEVADA CITY**

State

**CA**

Zip Code

**95959****b. Telephone number****(530) 292- 4221****c. Fax number****(530) 292- 3692****5. Type Of Applicant**

- ☐ Individual School (individual public or non-public school)
- ☐ School District (LEA; public or non-public[e.g., diocesan] local district representing multiple schools)
- ☐ Library (including library system, library outlet/branch or library consortium as defined under LSTA)
- ☐ Consortium (intermediate service agencies, states, state networks, special consortia of schools and/or libraries)

**6a. Contact Person's Name:** VITSKAIA FERNANDES

*First, if the Contact Person's Street Address is the same as in **Item 4** above, check this box. If not, please complete the entries for the Street Address below.*

**6b. Street Address, P.O.Box, or Route Number**☐ **P.O. BOX 529**

City

State

Zip Code

<b>NORTH SAN JUAN</b>	<b>CA</b>	<b>95960</b>
Check the box next to your preferred mode of contact and provide your contact information. One box <b>MUST</b> be checked and an entry provided.		
<input checked="" type="checkbox"/> 6c. Telephone Number	<b>(530) 292- 4287</b>	
<input checked="" type="checkbox"/> 6d. Fax Number	<b>(530) 292- 3879</b>	
<input checked="" type="checkbox"/> 6e. E-mail Address	<b>vfernandes@tresd.k12.ca.us</b>	

**Block 2: Summary Description of Needs or Services Requested**

**7 This Form 470 describes (check all that apply):**

a. ☒ Tariffed or month-to-month services to be provided without a written contract. A new Form 470 must be filed for non-contracted tariffed or month-to-month services for each funding year.

b. ☒ Services for which a new written contract is sought for the funding year in Item 2.  
Check if you are seeking ☒ a multi-year contract and/or ☐ a contract featuring voluntary extensions

c. ☐ A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous funding year.

**NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous funding year OR a contract signed on/before 7/10/97 and previously reported on a Form 470 as an existing contract do NOT require filing of a new Form 470.**

What kinds of service are you seeking: Telecommunications Services, Internet Access, Internal Connections Other than Basic Maintenance, or Basic Maintenance of Internal Connections? Refer to the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples. Check the relevant category or categories (8, 9, 10 and/or 11 below), and answer the questions in each category you select.

**8 ☒ Telecommunications Services**  
Do you have a Request for Proposal (RFP) that specifies the services you are seeking ? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and your RFP is not available to all interested bidders, or if you check NO and you have or intend to have and RFP, you risk denial of your funding requests.

a ☒ YES, I have released or intend to release an RFP for these services. It is available or will become available on the Web at at or via (check one):  
☐ the Contact Person in Item 6 or ☐ the contact listed in Item 12.

b ☒ NO , I have not released and do not intend to release an RFP for these services.

**Whether you check YES or NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity (e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.**

<input checked="" type="checkbox"/> Check this box if you prefer discounts on your bill.	<input type="checkbox"/> Check this box if you prefer reimbursement after paying your bill in full.	<input type="checkbox"/> Check this box if you do not have a preference.
--	---	--

Service or Function:	Quantity and/or Capacity:
LOCAL AND LONG DISTANCE SERVICES	12 SCHOOLS + ADMIN
CELLULAR + PAGING SERVICES	ALL SCHOOLS
DATA SERVICES (DSL, FR, ATM...)	ALL SCHOOLS
HIGH BANDWIDTH SERVICES	SELECTED SCHOOLS

**ON PREMISE EQUIPMENT****SELECTED SCHOOLS****VIDEO AND DISTANCE LEARNING****SELECTED SCHOOLS****WIRELESS WAN****SELECTED SCHOOLS****FIBER BASED SERVICES****SELECTED SCHOOLS****9 ☒ Internet Access**

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking ? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and your RFP is not available to all interested bidders, or if you check NO and you have or intend to have and RFP, you risk denial of your funding requests.*

a ☒ **YES**, I have released or intend to release an RFP for these services. It is available or will become available on the Web at or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 12.

b ☐ **NO**, I have not released and do not intend to release an RFP for these services.

**Whether you check YES or NO**, you must list below the Internet Access Services you seek. Specify each **service or function** (e.g., monthly Internet service) and quantity and/or capacity (e.g., for 500 users). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.

c ☒ Check this box if you prefer discounts on your bill.

☐ Check this box if you prefer reimbursement after paying your bill in full.

☐ Check this box if you do not have a preference.

**Service or Function:****Quantity and/or Capacity:****HIGH SPEED SCESS****12 SCHOOLS + ADMIN****DIAL, DSL, WIRELESS, CABLE ACCESS****SELECTED SCHOOLS****WAN SERVICES****SELECTED SCHOOLS****10 ☐ Internal Connections Other than Basic Maintenance**

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking ? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and your RFP is not available to all interested bidders, or if you check NO and you have or intend to have and RFP, you risk denial of your funding requests.*

a ☐ **YES**, I have released or intend to release an RFP for these services. It is available or will become available on the Web at or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 12.

b ☐ **NO**, I have not released and do not intend to release an RFP for these services.

**Whether you check YES or NO**, you must list below the Internal Connections Services you seek. Specify each **service or function** (e.g., a router, hub and cabling) and quantity and/or capacity (e.g., connecting 1 classroom of 30 students). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.

c ☐ Check this box if you prefer discounts on your bill.

☐ Check this box if you prefer reimbursement after paying your bill in full.

☐ Check this box if you do not have a preference.

**11 ☐ Basic Maintenance of Internal Connections**

*Do you have a Request for Proposal (RFP) that specifies the services you are seeking ? If you check YES, your RFP must be available to all interested bidders for at least 28 days. If you check YES and*

**your RFP is not available to all interested bidders, or if you check NO and you have or intend to have and RFP, you risk denial of your funding requests.**

a ☒ **YES**, I have released or intend to release an RFP for these services. It is available or will become available on the Web at or via (check one):

☐ the Contact Person in Item 6 or ☐ the contact listed in Item 12.

b ☐ **NO**, I have not released and do not intend to release an RFP for these services.

**Whether you check YES or NO**, you must list below the Basic Maintenance Services you seek. Specify each **service or function** (e.g., basic maintenance of routers) and quantity and/or capacity (e.g., for 10 routers). See the Eligible Services List at [www.sl.universalservice.org](http://www.sl.universalservice.org) for examples of eligible Telecommunications services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Attach additional lines if needed.

c ☒ **Check this box if you prefer discounts on your bill.**

☐ **Check this box if you prefer reimbursement after paying your bill in full.**

☐ **Check this box if you do not have a preference.**

**12 (Optional)** Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the Authorized Person who signs this form.

Name:

**VITSKAIA FERNANDES**

Title:

**E-rate SUPERVISOR**

Telephone number

**(530) 292 - 4287 extn: 37**

Fax number

**(530) 292 - 3879**

E-mail Address

**vfernandes@tresd.k12.ca.us**

**13a.** ☐ Check this box if there are any restrictions imposed by state or local laws or regulations on how or when service providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or a Web address where they are posted and provide a contact name and telephone number.

☐ Check this box if no state and local procurement/competitive bidding requirements apply to the procurement of services sought on this Form 470.

**13b.** If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, you may summarize below (including the likely timeframes). If you are requesting services for a funding year for which a Form 470 cannot yet be filed online, include that information here.

### Block 3: Technology Resources

**14.** ☐ **Basic telephone service only:** If your application is for basic telephone service and voice mail only, check this box and skip to Item 16. Basic telephone service is defined as wireline or wireless single line voice service (local, cellular/PCS, and/or long distance) and mandatory fees associated with such service (e.g., federal and state taxes and universal service fees).

**15.** Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is ONLY for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.



- a. Desktop software: Software required ☒ has been purchased; and/or ☐ is being sought.
- b. Electrical systems: ☒ adequate electrical capacity is in place or has already been arranged; and/or ☐ upgrading for additional electrical capacity is being sought.
- c. Computers: a sufficient quantity of computers ☒ has been purchased; and/or ☐ is being sought.
- d. Computer hardware maintenance: adequate arrangements ☒ have been made; and/or ☐ are being sought.
- e. Staff development: ☒ all staff have had an appropriate level of training /additional training has already been scheduled; and/or ☐ training is being sought.
- f. Additional details: Use this space to provide additional details to help providers to identify the services you desire.

#### Block 4: Recipients of Service

##### 16. Eligible Entities That Will Receive Services:

Check the ONE choice (Item 16a, 16b or 16c) that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

a. ☐ Individual school or single-site library.

b. ☐ Statewide application for (enter 2-letter state code) representing (check all that apply):

- ☐ All public schools/districts in the state:  
☐ All non-public schools in the state:  
☐ All libraries in the state:

If your statewide application includes INELIGIBLE entities, check here. ☐ If checked, complete Item 18.

c. ☐ School district, library system, or consortium application to serve multiple eligible entities:

Number of eligible sites	13
<i>For these eligible sites, please provide the following</i>	
Area Codes (list each unique area code)	Prefixes associated with each area code (first 3 digits of phone number) separate with commas, leave no spaces
65	061
238	371
338	902
530	205, 265, 268, 271, 272, 273, 274, 277, 292, 470
707	323, 367, 462, 467, 468, 472, 591

<b>888</b>	896
<b>913</b>	000
<b>916</b>	492,624,630,962

**17. Billed Entities**

17. Billed Entities: List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item must be completed. If a Billed Entity cited on your Form 471 is not listed below, funding may be denied for the funding requests associated with this Form 470.

Entity	Entity Number
<b>TWIN RIDGES ELEM SCHOOL DIST</b>	<b>144661</b>

**18. Ineligible Participating Entities**

List the names of any entity/entities here for whom services are requested that are not eligible for the Universal Service Program.

Ineligible Participating Entity	Area Code	Prefix
---------------------------------	-----------	--------

**Block 5: Certification and Signature****19. ☒ I certify that the applicant includes:(Check one or both.)**

- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the **No Child Left Behind Act of 2001, 20 U.S.C.Secs.7081(18) and (38)**, that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to elementary and secondary schools, colleges and universities).

**20. ☒ I certify that all of the individual schools, libraries, and library consortia receiving services under this application are covered by technology plans that are written, that cover all 12 months of the funding year, and that have been or will be approved by a state or other authorized body, an SLD-certified technology plan approver, prior to the commencement of service. The plans were written at the following level(s):**

- a. ☐ individual technology plans for using the services requested in the application, and/or
- b. ☒ higher-level technology plans for using the services requested in the application, or
- c. ☐ no technology plan needed; application requests basic local, cellular, PCS, and/or long distance telephone service and/or voice mail only

**21. ☒ I certify that I will post my Form 470 and (if applicable) make my RFP available for at least 28 days before considering all bids received and selecting a service provider. I certify that all bids submitted will be carefully considered and the bid selected will be for the most cost-effective service or equipment offering, with price being the primary factor, and will be the most cost-effective means of meeting educational needs and technology plan goals. I certify that I will retain required documents for a period of at least five years after the last day of service delivered. I certify that I will retain all documents necessary to demonstrate compliance with the status and Commission rules regarding the application for, receipt of, and delivery of services receiving schools and libraries discounts. I acknowledge that I may be audited pursuant to participation in the schools and libraries program.**

**22. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely**

for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value, except as permitted by the Commission's rules at 47 C.F.R. Sec. 54.500(k). Additionally, I certify that the entity or entities listed on this application have not received anything of value or a promise of anything of value, other than the services and equipment sought by means of this form, from the service provider, or any representative or agent thereof or any consultant in connection with this request for services.

23. ☒ I acknowledge that support under this support mechanism is conditional upon the school(s) and/or library(ies) I represent securing access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support.

24. ☒ I certify that I am authorized to order telecommunications and other supported services for the eligible entity (ies). I certify that I am authorized to submit this request on behalf of the eligible entity(ies) listed on this application, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

25. ☒ I certify that I have reviewed all applicable state and local procurement/competitive bidding requirements and that I have complied with them. I acknowledge that persons willfully making false statements on this form can be punished by fine or forfeiture, under the Commissions Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

26. ☒ I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program.

27. Signature of authorized person: ☒

28. Date (mm/dd/yyyy): **12/06/2005**

29. Printed name of authorized person: **VITSKAIA FERNANDES**

30. Title or position of authorized person: **E-rate SUPERVISOR**

31a. Address of authorized person: **P.O. BOX 529**  
City: **NORTH SAN JUAN** State: **CA** Zip: **95960**

31b. Telephone number of authorized person: **(530) 292 - 4287** ext. **37**

31c. Fax number of authorized person: **(530) 2923879**

31d. E-mail address number of authorized person: **[vfernandes@tresd.k12.ca.us](mailto:vfernandes@tresd.k12.ca.us)**

31e. Name of authorized person's employer: **TWIN RIDGES ELEM SCHOOL DIST**

**Service provider involvement with preparation or certification of a Form 470 can taint the competitive bidding process and result in the denial of funding requests. For more information, refer to the SLD web site at [www.sl.universalservice.org](http://www.sl.universalservice.org) or call the Client Service Bureau at 1-888-203-8100.**

**NOTICE:** Section 54.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (FCC Form 470) with the Universal Service Administrator. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of

1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of any applicable statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, information provided in or submitted with this form or in response to subsequent inquiries may also be subject to disclosure consistent with the Communications Act of 1934, FCC regulations, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law.

If you owe a past due debt to the federal government, the information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other Federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:

**SLD-Form 470  
P.O. Box 7026  
Lawrence, Kansas 66044-7026  
1-888-203-8100**

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:

**SLD Forms  
ATTN: SLD Form 470  
3833 Greenway Drive  
Lawrence, Kansas 66046  
1-888-203-8100**

FCC Form 470  
November 2004

New Search

Return To Search Results

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 18 - Twin Ridges-PIA emails - 6-7-06

**Vitskaia Fernandes**

---

**From:** "Vitskaia Fernandes" <vfernandes@tresd.k12.ca.us>  
**To:** "Bongco, Rafael" <RBONGCO@sl.universalservice.org>  
**Sent:** Wednesday, June 07, 2006 12:12 PM  
**Subject:** Re: rb-AppNo504544 - TWIN RIDGES ELEM SCHOOL DIST - Verizon State Bill Code V6775

I'll fax you the one sheet for Verizon Master Contract "1S-05-58-02 for which the Bill Code V6775 applies. I don't have anything signed by Verizon ~ I hope this suffices.

----- Original Message -----

**From:** Bongco, Rafael  
**To:** Vitskaia Fernandes  
**Sent:** Wednesday, June 07, 2006 12:02 PM  
**Subject:** rb-AppNo504544 - TWIN RIDGES ELEM SCHOOL DIST - Verizon State Bill Code V6775

Date: 6/7/2006

Vitskaia Fernandes  
TWIN RIDGES ELEM SCHOOL DIST  
(530) 292-4287  
Application Number **504544**

Thank you again for your prompt response to my email. This is to acknowledge the receipt of your email that confirmed that the referenced 470 245950000558883 is the establishing 470 for FRNs 1418596 and 1422691.

However, we need the signature page for when you signed on to the State Bill Code V6775 to verify the Contract Award Date. Please provide us with a copy of the complete contract signed and dated by both parties.

Please fax or e-mail the requested information to my attention. If you have any questions or require further assistance, please feel free to contact me. Your continued cooperation is greatly appreciated.

*Rafael Bongco*

*Initial Reviewer*

*Schools and Libraries Division*

*Program Integrity Assurance*

*Phone: 973-581-5029*

*FAX: 973-599-6578*

*e-mail: [rbongco@sl.universalservice.org](mailto:rbongco@sl.universalservice.org)*

This message (including any attachments) contains confidential information intended for a specific individual and purpose, and is protected by law. If you are not the intended recipient, you should delete this message. Any disclosure, copying, or distribution of this message, or the taking of any action based on it, is strictly prohibited.

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**From:** Vitskaia Fernandes [mailto:vfernandes@tresd.k12.ca.us]  
**Sent:** Wednesday, June 07, 2006 1:29 PM  
**To:** Bongco, Rafael  
**Subject:** Re: rb-AppNo504544 - TWIN RIDGES ELEM SCHOOL DIST - Establishing 470

In response to your request below, this is to confirm that the referenced 470 245950000558883 is the establishing 470 for FRNs 1418596 (Pacific Bell Telephone Company) and 1422691 (Verizon Wireless).

The eleven-page "Exhibit B-3 Authorization to Order" which I faxed you yesterday corresponds with FRN 1418596 (Pacific Bell) and question 1 on your letter dated 5/26/06. I previously faxed the State Bill Code (V6775) which corresponds with FRN 1422691 (Verizon) and question 2 on your letter dated 5/26/06.

Thank you for all you are doing in our regard.  
Vitskaia Fernandes

----- Original Message -----

**From:** PIATeam7

**To:** [vfernandes@tresd.k12.ca.us](mailto:vfernandes@tresd.k12.ca.us)

**Cc:** Vitskaia Fernandes@1-530-292-3879

**Sent:** Wednesday, June 07, 2006 8:32 AM

**Subject:** rb-AppNo504544 - TWIN RIDGES ELEM SCHOOL DIST - Establishing 470

Date: 6/7/2006

Vitskaia Fernandes  
TWIN RIDGES ELEM SCHOOL DIST  
(530) 292-4287  
Application Number **504544**

Thank you for your response to my inquiries. This is to confirm the receipt of your fax with the copy of the contracts. However, we need for you to confirm in writing that the referenced 470 245950000558883 is the establishing 470 for FRNs 1418596 and 1422691.

Please fax or e-mail the requested information to my attention. If you have any questions or require further assistance, please feel free to contact me. Your continued cooperation is greatly appreciated.

*Rafael Bongco*

*Initial Reviewer*

*Schools and Libraries Division*

*Program Integrity Assurance*

*Phone: 973-581-5029*

*FAX: 973-599-6578*

*e-mail: [rbongco@sl.universalservice.org](mailto:rbongco@sl.universalservice.org)*

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**Confidentiality Notice:** The information in this e-mail and any attachments thereto is intended for the named recipient(s) only. This e-mail, including any attachments, may contain information that is privileged and

6/7/2006

TWIN RIDGES ELEMENTARY SCHOOL DISTRICT

BEN 144661

Form 471 Application Number 504544

Funding Request Numbers 1418596, 1418614, 1467376, and 142291

Letter of Appeal

Federal Communications Commission

March 23, 2007

NOTE 19 - Twin Ridges-FY9 LOA



**TWIN RIDGES ELEMENTARY SCHOOL DISTRICT**  
**18847 Oak Tree Road**  
**Nevada City, CA 95959**

Letter of Agency for Funding Year:

YR9(2006-2007)

Billed Entity Number:

144661

I hereby authorize eRate Consulting Services, LLC and it's employees; Jonathan M. Slaughter, Steve Tenzer, Carlos Alvarez, Eileen O'Reilly, Rich Larson, Matt Hetman and Toni Ferguson to submit FCC Form 470, FCC Form 471, and other E-rate forms to the Schools and Library Division on behalf of our school district for all eligible services outlined in the most current "Eligible Services List" published by USAC.

I understand that in submitting these forms on our behalf, you are making certifications for our school district. By signing this letter of agency, I make the following certifications:

- (a) I certify that the schools in our district are all schools under the statutory definitions of elementary and secondary schools found in the Elementary and Secondary Education Act of 1965, do not operate as for-profit businesses, and do not have endowments exceeding \$50 million.
- (b) I certify that the schools in our district have secured access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to make effective use of the services purchased as well as to pay the discounted charges for eligible services.
- (c) I certify that all schools in our district are covered, or will be covered at the time funded services are provided, by E-rate approved technology plans (unless discounts are only being requested for basic local and long distance telephone service).
- (d) I certify that our school district is compliant, or will be compliant at the time funded services are provided, with the Children's Internet Protection Act (unless discounts are only being requested for telecommunications services.)
- (e) I certify that the services that our school district purchases using E-rate discounts (as described in the law 47 U.S.C. Sec. 254) will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.
- (f) I certify that the entities eligible for support that I am representing have complied with all applicable state and local laws regarding procurement of services for which support is being sought.
- (g) I certify that our school district has complied with all E-rate program rules and I acknowledge that failure to do so may result in denial of discount funding and/or cancellation of funding commitments.
- (h) I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the service, receive an appropriate share of the benefits from those services.
- (i) I certify that I am authorized to sign this letter of agency and, to the best of my knowledge, information, and belief, all information provided to Erate Consulting Services, LLC for E-rate submission is true.
- (j) I authorize Erate Consulting Services, LLC to act as our agent in a limited capacity with any service providers to request Customer Service Records. We are NOT granting Erate Consulting, LLC authority to make any changes on our behalf.

I understand that persons willfully make false statements on E-rate forms or through this letter of agency can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001

Signature:

Name:

Title:

*[Handwritten Signature]*  
*[Handwritten Name: Jane M. [unclear]]*  
*[Handwritten Title: Dir. Classification Services]*